

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1353897-0

Total Deleted Page(s) = 43

Page 4 ~ Duplicate - Duplicate of Pages 230-241;
Page 5 ~ Duplicate - Duplicate of Pages 230-241;
Page 6 ~ Duplicate - Duplicate of Pages 230-241;
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Page 218 ~ Duplicate - Duplicate of 254-256;
Page 219 ~ Duplicate - Duplicate of 254-256;
Page 220 ~ Duplicate - Duplicate of 254-256;
Page 224 ~ b6; b7C;
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Page 226 ~ b3; b6; b7C; b7E;
Page 227 ~ b6; b7C;
Page 228 ~ b6; b7C;

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X	Deleted Page(s)	X
X	No Duplication Fee	X
X	For this Page	X

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2roll

77-1379

8/30/94
(Date)

471

TO: FBI (ATTENTION: SPECIAL INQUIRY UNIT ROOM 4371)
FROM: Lloyd N. Cutler, Special Counsel to the President
SUBJECT: FBI INVESTIGATIONS

Candidate's Name Abner K. Mikra SSAN 394-16-5242
Date of Birth 1/21/26 Place of Birth Milwaukee, WI
Present Address 442 New Jersey Ave, SE
Washington, DC

We request: Copy of Previous Report 20003

Name Check

Expanded Name Check

Full-Field Investigation
Level I Level II Level III

Limited Update Per Change to Level II 8/30/94
BCK

The candidate named above is being considered for:

Presidential Appointment
Requiring Senate Confirmation
Not Requiring Senate Confirmation
White House Staff Position

Attachments:

SF-86
SF-87 (Fingerprint Card)
SF-86 Supplement
Other

Remarks/Special Instructions:

1610-HQ-1577114-1

* Please open investigation, fingerprint cards
will be sent shortly also please
EXPEDITE

OPM requested 8/31/94

1610

3- ENCLOSURE

THE WHITE HOUSE
WASHINGTON

MEMORANDUM FOR PROSPECTIVE APPOINTEES

FROM: OFFICE OF COUNSEL TO THE PRESIDENT

This memorandum confirms in writing your express consent for the Federal Bureau of Investigation to investigate your background or conduct appropriate file reviews in connection with the consideration of your application for employment.

The FBI investigation will include the collection and use of relevant information concerning your personal history, and it is necessary that you authorize the disclosure of such information to the FBI. Information may be disseminated outside the FBI when necessary to fulfill obligations imposed by law.

By volunteering information concerning activities protected by the First Amendment, it will be assumed that you are expressly authorizing the maintenance of this information in the records of any Federal agency.

If you consent to such inquiries, please sign your name below and return this original memorandum of consent to this office.

Name (please print or type) Abner J. Mikva

Signature Abner J. Mikva Date August 22, 1994

IDENT CHECK ROOM 1128 TUBE J1, ATTN: [REDACTED]

b6
b7C

FROM: SPECIAL INQUIRY UNIT, DIV 6, RM 4371, TL# 114

EXT: [REDACTED] ATTN: PSS [REDACTED]

SUBJECT: ABNER JOSEPH MIKVA

BUDED: 09/07/94

THE BUREAU HAS BEEN REQUESTED TO CONDUCT AN EXPEDITE BACKGROUND INVESTIGATION OF THE ABOVE-CAPTIONED SUBJECT, WHO IS BEING CONSIDERED FOR PRESIDENTIAL APPOINTMENT. YOU ARE REQUESTED TO CHECK APPROPRIATE INDICES BASED UPON AVAILABLE INFORMATION CONCERNING SUBJECT, EMPLOYMENT, AND ALL CLOSE RELATIVES. IT IS REQUESTED THAT THE RESULTS OF YOUR CHECK, WHETHER POSITIVE OR NEGATIVE, BE INDICATED IN THE SPACES PROVIDED BELOW, AND RELAYED TO THE SPECIAL INQUIRY UNIT, RM 4371, VIA ROUTING SLIP MARKED 'URGENT'.

SUBJECT IS DESCRIBED AS FOLLOWS:

RESULT NAME: *ABNER JOSEPH MIKVA

DOB: 01/21/26

POB: MILWAUKEE, WI

SSAN: 394-16-5242

CURRENT ADDRESS: [REDACTED]

civil print attached

EMPLOYMENT: UNITED STATES COURT OF APPEALS
333 CONSTITUTION AVE WASHINGTON, DC 200

CLOSE RELATIVES

RESULT NAME DOB RESIDENCE

-----	-----	-----	-----

b6
b7C

*UNABLE TO IDENTIFY WITH ARREST RECORD
ON BASIS OF INFORMATION FURNISHED.
FBI IDENTIFICATION DIVISION. SEP 23 1994

CHECK CONDUCTED BY: _____, ON _____

NATIONAL DEFENSE PROGRAM

103 446 B

LEAVE THIS SPACE BLANK

942527270702



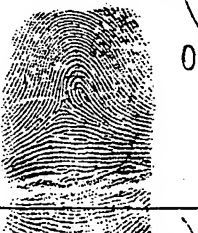


Name **MIKVA ABNER JOSEPH**
(Surname) (First) (Middle)

Classification **BM 2 UOTE 14**

(PLEASE TYPE OR PRINT PLAINLY)

No. **R-1024** Color **white** Sex **male** Reference

RIGHT HAND

1. Thumb 	2. Index finger 	3. Middle finger 	4. Ring finger 	5. Little finger 
---	--	---	---	---

LEFT HAND

6. Thumb 	7. Index finger 	8. Middle finger 	9. Ring finger 	10. Little finger 
---	--	---	---	--

Impressions taken by:

(Signature of official taking prints)

Date impressions taken **Dec 7, 1945.**

Note amputations

Abner J. Mikva
(Applicant's signature)

b6
b7C

FOUR FINGERS TAKEN SIMULTANEOUSLY

005-23-520

FOUR FINGERS TAKEN SIMULTANEOUSLY

Left hand

Left thumb

Right thumb

Right hand

PLEASE DO NOT FOLD THIS CARD

16-22517 U. S. GOVERNMENT PRINTING OFFICE

SINCE NEITHER FINGERPRINTS NOR AN IDENTIFYING NUMBER WHICH IS INDEXED IN OUR FILES ACCOMPANIED YOUR APPLICATION, WE CANNOT GUARANTEE IN ANY MANNER THAT THIS MATERIAL CONCERNS THE INDIVIDUAL IN WHOM YOU ARE INTERESTED.

NATIONAL DEFENSE PROGRAM

FEDERAL BUREAU OF INVESTIGATION, UNITED STATES DEPARTMENT OF JUSTICE
WASHINGTON, D. C.

mn 5
9/9

APPLICANT

ML REF MSS 32L
SMS 131
18 M 2 U 011 14

Name of contributor Police Dept City Kenosha State Wis. III
(State whether Police Department, Sheriff's Office, or other official designation) 2527270702 181006020417921004CI

Applicant for solicitor

(Specify position)

Veterans Plaque

Name of company self

Date Dec 7, 1945.

Address 2745 North 49th St, Milwaukee

Birthplace Milw.

Citizenship

Age 20 Date of birth Jan 21, 1925

Height 5-10 Weight 150

Hair blk Eyes brown

Complexion dark Build med.

Scars and marks sc. lft cheek.

(PLEASE PASTE PHOTO HERE)
(USE OPTIONAL)

APPLICANT
RECORDED
OCT 1 1946
IDENT. DIV. 10

APPLICANT
RECORDED
OCT 18 1945
IDENT. DIV. 10

JAN 9 1970 538

286

10-23417
17 1951

IMPORTANT—PLEASE INCLUDE ALL REQUESTED DATA

NCIC CHECK

ROOM 132 L153, ATTN: [REDACTED]

FROM: SPECIAL INQUIRY UNIT, DIV 6, RM 4371, TL# 114
EXT: [REDACTED] ATTN: PSS [REDACTED]

SUBJECT: ABNER JOSEPH MIKVA
AKA(S):

BUDED: 09/07/94

b6
b7C

THE BUREAU HAS BEEN REQUESTED TO CONDUCT AN EXPEDITE BACKGROUND INVESTIGATION OF THE ABOVE-CAPTIONED SUBJECT, WHO IS BEING CONSIDERED FOR PRESIDENTIAL APPOINTMENT. YOU ARE REQUESTED TO CHECK APPROPRIATE INDICES BASED UPON AVAILABLE INFORMATION CONCERNING SUBJECT, EMPLOYMENT, AND ALL CLOSE RELATIVES. IT IS REQUESTED THAT THE RESULTS OF YOUR CHECK, WHETHER POSITIVE OR NEGATIVE, BE INDICATED IN THE SPACES PROVIDED BELOW, AND RELAYED TO THE SPECIAL INQUIRY UNIT, RM 4371, VIA ROUTING SLIP MARKED 'URGENT'.

SUBJECT IS DESCRIBED AS FOLLOWS:

RESULT NAME: ABNER JOSEPH MIKVA

DOB: 01/21/26

POB: MILWAUKEE, WI

SSAN: 394-16-5242

CURRENT ADDRESS: [REDACTED]

WASHINGTON, DC 20003

EMPLOYMENT: UNITED STATES COURT OF APPEALS

333 CONSTITUTION AVE WASHINGTON, DC 200

CLOSE RELATIVES

b6
b7C

RESULT	NAME	DOB	RESIDENCE
-----	----	---	-----
-----	[REDACTED]		

CHECK CONDUCTED BY: [REDACTED]

ON 9/13/94

b6
b7C

QW.DCFBIWAD4.NAM/MIKVA, ABNER JOSEPH

.DOB/012126.SOC/394165242

====RECV 21:13 EDT====

DCFBIWAD4

NO NCIC WANT SOC/394165242

NO NCIC WANT DOB/012126 NAM/MIKVA, ABNER JOSEPH

b6
b7C

9/28/84
(Date)

TO: FBI (ATTENTION: SPECIAL INQUIRY UNIT ROOM 4371)
FROM: Lloyd N. Cutler, Special Counsel to the President
SUBJECT: FBI INVESTIGATIONS

Candidate's Name Abner Mikva ^{new 9/12} SSAN 394-16-5242 b6
Date of Birth 1/21/26 Place of Birth Milwaukee, WI b7C
Present Address

Washington, DC 20005

We request: ☐ Copy of Previous Report
☐ Name Check
☐ Expanded Name Check
☐ Full-Field Investigation
 Level I ☐ Level II ☐ Level III ☐
☐ Limited Update
☐ Other ☐

The candidate named above is being considered for:

☒ Presidential Appointment
☒ Requiring Senate Confirmation
☐ Not Requiring Senate Confirmation
☐ White House Staff Position

Attachments:

☐ SF-86
☒ SF-87 (Fingerprint Card)
☐ SF-86 Supplement
☐ Other

Remarks/Special Instructions:

PCN 942558443004 OCA
MIKVA, ABNER JOSEPH W 510 01/21/26
MNU SOC 394 16 5242 SEX M
USCIC000Z CONFLICT OF INT CNCL PRT REC
WASHINGTON US 09/12/94

A SEARCH OF THE FINGERPRINTS ON THE ABOVE
INDIVIDUAL HAS FAILED TO DISCLOSE PRIOR ARREST
DATA. IDENTIFICATION DIVISION
09/23/94 FEDERAL BUREAU OF INVESTIGATION

USCIC000Z
CONFLICT OF INTEREST
COUNSEL
THE WHITE HOUSE
WASHINGTON, DC 20500-0001

(Title) Abner Mikva

(File No.

(File No.) 161B-HQ-1077114 X

[illegible]

Universal File Case Number WMFO 161-D-HQ-1077114

Field Office Acquiring Evidence WMFO

Serial # of Originating Document _____

Date Received 9-8-94

From Abner J. Mekva

(Name of Contributor)

333 Constitution Ave NW

(Address of Contributor)

adl

By SA

(Name of Special Agent)

To Be Returned ☐ Yes ☒ No

Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

☐ Yes ☒ No

Title:

Reference: _____

(Communication Enclosing Material)

Description: ☒ Original notes re interview of

Mekva on 9-8-94

1A①

b6
b7c

9/8

app

f³⁰ - 9⁰⁰

- since last IT in 79

- Counsel to President -

- Court - case -

same lawsuits - in complaints even
from prisoners.

visit on

Foreign - delegates to various countries
jurist - in official
or quasi official
capacity -
no personal or cultural contact.

code 4 - all about it: really business

- 79-87 same type of trip.

prof complaints - in "68"
part of court or part of panel
for not him per se

pay raise issue

on



~~Release~~

[redacted]

Belmont

retired - no work place

Curran

[redacted]

NDC

b6
b7C

b6
b7C

own it -
6/80 moved in -

only live : app + spouse,
no others -

lived in basement apt -

[redacted]

then 1 1/2 yrs

was in prison Sangmeister -

Skanda Rd - own it - sold it 1980 -

1979/80
rented it for short period

D. vesata - He rented it out

LC - ?? per rent to Mgt Company.

Sprout Run Drive - rental by him
he rented -

Lakeside - home sold it ~ 1981/82

friend Harold still lives in Chicago.
still lives.

b6
b7C

new place 1984 -

owned

[redacted]

[redacted]

19306 High Dr -
built at mid/1993 - finished -
(shred owned w/ brief [redacted])

b6
b7C

remitted into 2570 - pressure info -
address & name -
had at 12-13 yrs -

[redacted] Assoc. or Friends =
- 20 yrs - rentals

b6
b7C

mother died 1955
father died 1958
up one sibling [redacted] died 5 yrs ago →
early 80's 8/1/83
only 3 child -

b6
b7C

all last names [redacted]

3 orgs

resy by 8-30-94 rec'd former Cyprus
for EWPC -
Prof [redacted]

b6
b7C

univ of Iowa
- one of org founders

TFA SI 86 f supply (induct)
Y lat 8-22-93
Rena J M. [redacted]

TFA - ran an interview



to get address
f Tel

b6
b7C

I found an who's a who
univ of Iowa
100 Schaeffer Hall
Iowa City, Iowa
- she had same [redacted]
[redacted]
Tel [redacted]

161B-HQ-1077114 1A①

 ** 11/10/98 NAME CHECK Run 1 Page 1 **
 ** 10:42:48 Searcher # 0487 **
 **
 ** Subject: **
 ** Search: MIKVA ABNER JOSEPH **
 ** Agency: STATE [REDACTED] ** b6
 ** Return to...: [REDACTED] ** b7C
 ** Supervisor Room Ext **
 **
 ** File Review: R# PROD UTD **

 ** Search DOB : 01-21-1926 Search SOC: 394-16-5242 **
 ** Rules.....: SP,N,A,N,Y,N,A,Y,N **

MIKVA, ABNER, JOSEPH

AP Entry date: 11/15/1968
 HQ 94-64216

Entry date: 09/01/1994

~~(I) 161D-HQ-R1077114~~

OK Entry date: 08/31/1994 *OK*

~~(I) 161D-HQ-1077114~~

M SERIAL: 1;2; SI

MIKVA, ABNER, J

Entry date: 10/31/1997

(I) 58A-HQ-1193317-302

R SERIAL: 1005

AP Entry date: 08/12/1991
 HQ 62-53025

R SERIAL: 1082 HQ

~~(I)~~ Entry date: 03/23/1979
 HQ 77-137689

True Name: MIKVA, ABNER, JOSEPH

Entry date: 11/15/1968

~~(I) HQ 94-64216~~ *SI Dup*

Entry date: 06/13/1995

(I) 197-HQ-1125471

AP Entry date: 08/30/1988
 [REDACTED]

Entry date: 10/26/1995

(I) 58A-WF-200802

R SERIAL: 10

MIKVA, ABNER

AP Entry date: 03/23/1977

HQ 9-62663

b3
 b7E

** 11/10/98 NAME CHECK Run 1 Page 2 **
** 10:42:48 Searcher # 0487 **
** **
** Subject: **
** Search: MIKVA, ABNER, JOSEPH **
** Agency: STATE **
** **

Entry date: 07/08/1997

58A-HQ-1193317-302

R SERIAL: 377

NP Entry date: 02/09/1984

HQ 62-117455

R SERIAL: 828 HQ

53093

SEP 14 1994
BY COURIER

9/15/94
BHW

WHS
Level I

PCD: 9/14

Mr. Lloyd Norton Cutler
Special Counsel to the President
The White House
Washington, D.C.

Dear Mr. Cutler:

Based on a request received from your office dated August 30, 1994, a Level I background investigation has been conducted concerning Mr. Abner Joseph Mikva. Enclosed is a summary memorandum containing the results of this investigation.

A background investigation was conducted concerning Mr. Mikva in 1979 by the FBI. The results of that investigation were provided to you by an FBI name check dated August 19, 1994. The results of that investigation are also incorporated in the enclosed summary memorandum.

This completes our investigation.

Sincerely yours,

TJC/pbx

Acting Assistant Director
Personnel Division

b6
b7C

Enclosures (2)

DET:at (3)

CLOSED

161 D-HQ-1077114

NOTE: This case was opened on 8/31/94. Mr. Mikva is currently employed by the United States Court of Appeals for the District of Columbia (USCADC), Washington, D.C., as Chief Judge. He is being investigated for a White House staff position as Counsel to the President.

NOTE CONTINUED NEXT PAGE

Dep. Dir. _____
Asst. Dir.: _____
Crim. Inv. _____
CJIS _____
Finance _____
Info. Res. _____
Insp. _____
Lab. _____
Legal Coun. _____
National Sec. _____
Personnel _____
Training _____
Off. of EEOA _____
Off. of Public _____
Affs. _____
Office _____

Dec 08 1998

RETURN TO

ROOM 4371

b6
b7C

MAILROOM TJC/pbx

FBI/DOJ

Mr. Lloyd Norton Cutler

Investigation revealed newspaper articles which indicate that in 1986, while appointee was serving as a judge on the USCADC, he also served as chairman of the American Bar Association's Committee on Individual Rights and Responsibilities and took part in efforts to recruit dues-paying members to that Committee. The Washington Legal Foundation charged that this was a violation of judicial ethics prohibiting judges from soliciting funds. Appointee agreed to restrict his activities as chairman of the Committee and there was no formal investigation into this matter. Mr. Mikva was a defendant in a 1979 lawsuit brought by a U.S. Senator challenging appointee's appointment as a USCADC judge. The suit was dismissed; the ruling was appealed and upheld by a Federal Appeals Court and by the U.S. Supreme Court. Mr. Mikva indicated, and investigation confirmed, that complaints may have been filed against him as a USCADC judge; however, all such complaints name either all judges on the court or a panel of judges, not an individual judge. Furthermore, all such complaints have been dismissed.

During a 1979 FBI DAPLI investigation of appointee, three persons would not recommend him due to his beliefs (liberal) on certain issues. A spokesperson for the Washington, D.C., bureau of the NAACP said there were questions in the African-American community about appointee's judgment and temperament and would not comment either way regarding a recommendation. Several persons interviewed during the DAPLI investigation questioned whether appointee (or any person) had the ability to be appointed directly to a U.S. Appeals Court without first serving on a Federal District Court, but they did not question his character, reputation, overall ability, etc.

Investigation is complete.

The following footnote corresponds to information located in the Agency Checks section of the summary:

* 77-137689

SEP 14 1994

ABNER JOSEPH MIKVA

This summary memorandum contains the results of a Level I background investigation concerning Mr. Mikva, which addressed his entire adult life. Inquiries were conducted in the United States as to Mr. Mikva's character, loyalty, and general standing, but no inquiries were made as to the sources of his income.

Birth

Mr. Mikva was born on January 21, 1926, in Milwaukee, Wisconsin.

Education

1943 to 1944
and
1946 to 1947

University of Wisconsin,
Milwaukee, Wisconsin, receiving
no degree. School records were
only able to verify Mr. Mikva's
attendance in 1943 and 1944.

September, 1947, to
January, 1948

Washington University,
St. Louis, Missouri, receiving no
degree

Fall, 1948, to
Spring, 1951

University of Chicago School of
Law, Chicago, Illinois, receiving
a J.D. degree

Military Service

Records of Mr. Mikva's military service could not be located and may have been destroyed in the fire at the National Personnel Records Center, St. Louis, Missouri, in July, 1973. A check of the records of the Veterans Administration (VA) disclosed that Mr. Mikva enlisted in the United States Army Air Corps (USAAC) Reserve on May 5, 1943. He served on active duty in the USAAC from January 25, 1944, to November 10, 1945, when he was honorably discharged as a second lieutenant due to demobilization. No additional reserve service was indicated in his VA claim folder. Based on information available, his military records contained no unfavorable information.

DET:at

RETURN TO ROOM 4371

Dep. Dir. _____
Asst. Dir.: _____
Crim. Inv. _____
CJIS _____
Finance _____
Info. Res. _____
Insp. _____
Lab. _____
Legal Coun. _____
National Sec. _____
Personnel _____
Training _____
Off. of EEOA _____
Off. of Public
& Cong. Affs. _____
Director's Office _____

MAILROOM ☐

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b7C

FBI/DOJ

Abner Joseph Mikva

Employment

While pursuing an education, Mr. Mikva was employed as a life insurance agent in St. Louis, Missouri. Employments as a salesman, waiter, steward, taxi cab driver, and researcher in Milwaukee or Madison, Wisconsin; Los Angeles, California; or Chicago, Illinois, could not be verified.

June, 1951, to August, 1951; April, 1954, to July, 1954; January, 1956, to March, 1956; April 1958, to June, 1958; April, 1992, to June, 1992; and April, 1993, to June, 1993	University of Chicago, Chicago, Illinois, initially as a legal researcher and subsequently as a guest lecturer. Only the latter four periods of employment, as a visiting lecturer, could be verified.
August, 1951, to July, 1952	United States Supreme Court, Washington, D.C., as a law clerk to Associate Justice Sherman Minton
July, 1952, to December, 1968 (exact dates not recorded)	Devoe, Shadur, Mikva and Plotkin, Chicago, Illinois, initially as an associate and subsequently as a partner
January, 1957, to December, 1966	Illinois House of Representatives, Springfield, Illinois, as a representative
January, 1969, to January, 1973, and January, 1975, to September, 1979	United States House of Representatives, Washington, D.C., as Congressman from the 10th Congressional District of Illinois
January, 1973, to December, 1974	D'Ancona, Pflaum, Wyatt and Riskind, Chicago, Illinois, as a partner
February, 1973, to November, 1973	Illinois Board of Ethics, Chicago, Illinois, as Chairman

Abner Joseph Mikva

September, 1973, to
January, 1974, and
February 1975, to
May, 1975

Northwestern University Law
School, Chicago, Illinois, as a
lecturer

September, 1979, to
the present

United States Court of Appeals
for the District of Columbia
(USCADC), Washington, D.C., as a
judge. Mr. Mikva has served as
Chief Judge since January, 1991.

Family Status

Mr. Mikva is married to the former [redacted] He has
indicated that his wife is a United States citizen. They reside
at [redacted] Washington, D.C.

Mr. Mikva's parents, Ida Fishman Mikva and Henry A.
Mikva, and his sister, Rose Zeid, are deceased. In addition to
his wife, Mr. Mikva has listed the following living close
relatives:

b6
b7C

Daughter

Daughter

Daughter



Interviews

Twenty-eight persons, consisting of current and former
colleagues and coworkers, present neighbors, references, and
professional associates, were interviewed. They provided
favorable comments concerning Mr. Mikva's character, associates,
reputation, and loyalty.

All persons interviewed during the course of this
background investigation stated they are unaware of any illegal
drug use or alcohol abuse by Mr. Mikva, nor have they ever known
him to exhibit any type of bias or prejudice against any class of
citizen or any type of religious, racial or ethnic group. They
also commented that they believe Mr. Mikva lives within his
financial means. All persons interviewed recommended him for a
position of trust and responsibility.

Abner Joseph Mikva

Among those interviewed are the following:

Harry T. Edwards, Judge, USCADC, Washington, D.C.;

James L. Buckley, Judge, USCADC, Washington, D.C.;

Judith Rogers, Judge, USCADC, Washington, D.C.;

Stephen F. Williams, Judge, USCADC, Washington, D.C.;

Patricia M. Wald, Judge, USCADC, Washington, D.C.;

[REDACTED] Mr. Mikva,
USCADC, Washington, D.C.;

[REDACTED] Clerk of the Court, USCADC, Washington,
D.C.;

b6
b7C

Hubert Will, Senior Judge, United States District Court
for the Northern District of Illinois, Chicago, Illinois;

John W. Reynolds, Judge, United States District Court
for the Eastern District of Wisconsin, Milwaukee, Wisconsin; and

[REDACTED] Provost and professor, University of
Chicago, Chicago, Illinois.

Financial Responsibility

A search of computerized credit records, which was
conducted at FBI Headquarters in September, 1994, disclosed no
pertinent information concerning Mr. Mikva.

Law Enforcement Agency Checks

Information has been received from appropriate law
enforcement agencies indicating their files contain no record
concerning Mr. Mikva.

Professional Affiliations

Mr. Mikva is eligible to practice law in the State of
Illinois and in the District of Columbia. According to
information available, no grievances have been filed against him.

Abner Joseph Mikva

Miscellaneous

A search of NEXIS, a computerized news retrieval service, disclosed the following information concerning Mr. Mikva:

Several newspaper articles indicated that in 1986, Mr. Mikva was accused of misconduct for his part in certain activities connected with the American Bar Association (ABA).

Mr. Mikva was serving as chairman of the ABA's Committee on Individual Rights and Responsibilities (CIRR) and had taken part in efforts to recruit dues-paying members to that Committee. The Washington Legal Foundation, described in news articles as a conservative legal group, alleged that this was a violation of judicial ethics and should not be allowed under general prohibitions against judges soliciting funds. An agreement was reached whereby Mr. Mikva was allowed to remain as chairman of CIRR until his term expired, but his role as chairman was restricted. There was no formal investigation by the USCADC, and no ruling was made on the allegation of judicial misconduct. A copy of a representative newspaper article concerning this matter, from The Washington Post dated July 17, 1986, is attached.

Mr. Mikva indicated on a supplement to his application that he was a defendant in a lawsuit entitled McClure v. Carter which challenged his appointment to the USCADC. He further indicated that this suit was dismissed in 1980 for lack of jurisdiction. Mr. Mikva was interviewed regarding this matter and advised that this suit was filed in United States District Court for the District of Idaho and was dismissed by the court. He said the plaintiff appealed to the United States Court of Appeals for the Ninth Circuit and then to the United States Supreme Court, neither of which set aside the initial court's decision.

Mr. Mikva's staff at the USCADC provided copies of pertinent pages from Volume 513 of the Federal Supplement and Volume 454 of United States Reports regarding the aforementioned lawsuit against Mr. Mikva. These records indicate that on September 25, 1979, James A. McClure, United States Senator from

Abner Joseph Mikva

Idaho, filed a complaint in United States District Court for the District of Idaho claiming that Mr. Mikva's nomination, confirmation, and appointment to the USCADC was in violation of Article I, section 6, clause 2 of the United States Constitution (the Ineligibility Clause). The United States District Court ruled that the plaintiff did not have standing to bring the suit and the matter was dismissed. This ruling was appealed and upheld by a United States Circuit Court on May 5, 1981. On November 9, 1981, the United States Supreme Court affirmed the prior courts' rulings.

Mr. Mikva also indicated on a supplement to his application that he has had complaints filed against him in his capacity as a judge or as chief judge, all of which have been dismissed. Mr. Mikva was interviewed concerning this matter and advised that as a judge, professional complaints have been made against him; however, the complaints have never been against him personally. He said they would have been made against the whole court on which he sits, or against a panel of judges on which he had been a member.

[redacted] Clerk of the Court, USCADC, advised that his office is the repository for all judicial complaints against USCADC judges. He said that there are confidentiality restrictions concerning these complaints, but he could confirm that complaints are filed against the court or against a panel of judges, and not against one particular judge. [redacted] said that since he [redacted] began working for the court in 1992, Mr. Mikva has not been the subject of any complaints. He added that Mr. Mikva would have been part of some complaints in the past, but they were all dismissed.

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During his interview, Mr. Mikva advised that his only contact with representatives of foreign countries had been in the normal course of his official or semi-official duties as a jurist and/or member of professional organizations. He said he has never had any personal or continuing contact with any such foreign representatives. He said that by letter dated August 30, 1994, he resigned his association with the International Center, the East-West Parliamentary Group, and the Central and Eastern European Law Initiative of the ABA.

Agency Checks

During the course of this background investigation, the records of the following entities were checked and found to contain either no record or no pertinent information concerning Mr. Mikva, unless otherwise noted in this summary memorandum:

Abner Joseph Mikva

Central Intelligence Agency;
Office of Personnel Management;
Administrative Office of the United States Courts;
Federal Election Commission (FEC);
Federal Records Center - Military Branch,
St. Louis, Missouri;
Public Integrity Section and appropriate
United States Attorneys,
Department of Justice;
Illinois State Board of Elections;
United States Secret Service;
and the White House Office.

Records of the FEC, Washington, D.C., disclosed that on November 22, 1978, the FEC opened a Matter Under Review concerning Mr. Mikva. The complainant, the National Right to Work Committee, alleged that Mr. Mikva and his principal campaign committee exceeded the \$5,000 contribution limitation by accepting \$17,000 from various union political action committees "controlled by the AFL-CIO." The FEC found no violations and the matter was closed on December 19, 1978.

Searches of the various indices of the FBI, including but not limited to the central index maintained at FBI Headquarters, the index of the Criminal Justice Information Services Division (checked by name only), the indices of appropriate field offices and other appropriate computer data bases, did not identify any documents that contain pertinent information identifiable with Mr. Mikva or his close relatives, except the following:

Mr. Mikva was the subject of a background investigation* conducted by the FBI in 1979 in connection with his appointment as a United States Court of Appeals judge. During the course of that investigation, over 100 individuals were interviewed and provided favorable comments concerning Mr. Mikva. One professional associate stated that Mr. Mikva had not displayed a high degree of common sense (not further explained) and also opined that Mr. Mikva had not demonstrated equal justice, as Mr. Mikva supports the segment of society that makes no contribution to society as a whole. He did not believe Mr. Mikva possessed the necessary temperament and legal experience to be a United States Court of Appeals judge. A second professional associate would not recommend Mr. Mikva

Abner Joseph Mikva

because of Mr. Mikva's intransigence on certain issues, and also because of differing political affiliations. A third professional associate said Mr. Mikva was too liberal and would not recommend him because of his past voting record (in the Illinois House of Representatives) and because he was against the death penalty. A spokesperson for the Washington, D.C., bureau of the National Association for the Advancement of Colored People (NAACP) stated that based on Mr. Mikva's reputation, there were some questions in the African-American community as to his judgment and temperament, but she did not elaborate further and did not feel she was in a position to recommend either for or against Mr. Mikva.

It should be noted that results of the above indices searches reveal only data entered into those indices as of the date each was searched. However, it should also be noted that some delays may occur as to the entry of such data.

Enclosure

LEVEL 1 - 139 OF 166 STORIES

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July 17, 1986, Thursday, Final Edition

SECTION: First Section; A14

LENGTH: 575 words

HEADLINE: U.S. Appeals Judge to Curb ABA Role;
Conservative Group Had Complained Of Ethics Violations by Mikva

BYLINE: By Ed Bruske, Washington Post Staff Writer

BODY:

U.S. Court of Appeals Judge Abner J. Mikva, one of the court's leading liberals, has agreed to curtail his activities as chairman of an American Bar Association committee after a conservative lobbying group complained that Mikva had violated judicial ethics.

The arrangement restricting Mikva's role as chairman of the ABA's Individual Rights and Responsibilities section was reached without a formal investigation by the court, and no ruling was made on judicial misconduct allegations brought by the Washington Legal Foundation.

Chief Judge Spottswood W. Robinson III said in a decision issued June 26 that Mikva had agreed to discontinue his involvement in recruiting new members for the section but would remain as its chairman until his one-year term expires next month.

The foundation, which has been involved in numerous conservative efforts on issues affecting the judiciary, complained that Mikva's activities with the group "compromised the impartiality of his judicial office."

Mikva's efforts to recruit dues-paying members to the ABA, the foundation argued, "created a strong appearance of impropriety" under general prohibitions against judges soliciting funds.

A lawyer for the foundation, George C. Smith, said yesterday that officials there were "partially pleased" with the outcome of the complaint but were still considering whether to appeal Robinson's decision. The foundation had asked that Mikva be forced to resign as section chairman.

"The point we were stressing is that there is a problem when one who is sitting as a federal judge is taking an active leadership position as chairman of a group with controversial positions on sharply divided issues," Smith said. "We think that certainly presents a problem as far as the appearance of impartiality."

The Individual Rights and Responsibilities section of the ABA has been a strong advocate of civil rights legislation as well as federal programs supporting legal assistance for the poor and disadvantaged. It is one of more than 20 ABA national committees focusing on specific areas of legal interest.

Mikva, 60, said yesterday that he was satisfied with the court's action, saying that his role in recruiting for the ABA section had been limited.

"My bottom line," Mikva said, "is that if the worst thing I've ever done in my life is recruit lawyers to the American Bar Association, I've led a pretty uninteresting life."

The dispute arose after reports in legal trade journals described Mikva's appearance before lawyers' groups in Chicago last October. He urged the lawyers to join the 2,700-member Individual Rights and Responsibilities section, saying, "It's a battle for the soul of the American Bar Association."

The legal foundation filed its complaint in February. Mikva, a former Democratic Illinois congressman who was appointed to the bench in 1980 by President Carter, said he had been unaware that recruiting dues-paying ABA members might fall under a general prohibition on judges soliciting funds.

In some quarters, the foundation's complaint against Mikva was seen as another round in an ongoing battle between liberals and conservatives over ideology in the judiciary.

Last year, the foundation sued the ABA over its use of a secret screening process to evaluate presidential nominees to the federal bench.

Some conservative judicial candidates have been blocked by the screening process. The foundation's lawsuit is pending.

LANGUAGE: ENGLISH



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D.C. 20535

SEP 14 1994

ABNER JOSEPH MIKVA

This summary memorandum contains the results of a Level I background investigation concerning Mr. Mikva, which addressed his entire adult life. Inquiries were conducted in the United States as to Mr. Mikva's character, loyalty, and general standing, but no inquiries were made as to the sources of his income.

Birth

Mr. Mikva was born on January 21, 1926, in Milwaukee, Wisconsin.

Education

1943 to 1944
and
1946 to 1947

University of Wisconsin,
Milwaukee, Wisconsin, receiving
no degree. School records were
only able to verify Mr. Mikva's
attendance in 1943 and 1944.

September, 1947, to
January, 1948

Washington University,
St. Louis, Missouri, receiving no
degree

Fall, 1948, to
Spring, 1951

University of Chicago School of
Law, Chicago, Illinois, receiving
a J.D. degree

Military Service

Records of Mr. Mikva's military service could not be located and may have been destroyed in the fire at the National Personnel Records Center, St. Louis, Missouri, in July, 1973. A check of the records of the Veterans Administration (VA) disclosed that Mr. Mikva enlisted in the United States Army Air Corps (USAAC) Reserve on May 5, 1943. He served on active duty in the USAAC from January 25, 1944, to November 10, 1945, when he was honorably discharged as a second lieutenant due to demobilization. No additional reserve service was indicated in his VA claim folder. Based on information available, his military records contained no unfavorable information.

9-14

Abner Joseph Mikva

Employment

While pursuing an education, Mr. Mikva was employed as a life insurance agent in St. Louis, Missouri. Employments as a salesman, waiter, steward, taxi cab driver, and researcher in Milwaukee or Madison, Wisconsin; Los Angeles, California; or Chicago, Illinois, could not be verified.

June, 1951, to
August, 1951;
April, 1954, to
July, 1954;
January, 1956, to
March, 1956;
April 1958, to
June, 1958;
April, 1992, to
June, 1992; and
April, 1993, to
June, 1993

University of Chicago, Chicago, Illinois, initially as a legal researcher and subsequently as a guest lecturer. Only the latter four periods of employment, as a visiting lecturer, could be verified.

August, 1951, to
July, 1952

United States Supreme Court, Washington, D.C., as a law clerk to Associate Justice Sherman Minton

July, 1952, to
December, 1968 (exact dates not recorded)

Devoe, Shadur, Mikva and Plotkin, Chicago, Illinois, initially as an associate and subsequently as a partner

January, 1957, to
December, 1966

Illinois House of Representatives, Springfield, Illinois, as a representative

January, 1969, to
January, 1973, and
January, 1975, to
September, 1979

United States House of Representatives, Washington, D.C., as Congressman from the 10th Congressional District of Illinois

January, 1973, to
December, 1974

D'Ancona, Pflaum, Wyatt and Riskind, Chicago, Illinois, as a partner

February, 1973, to
November, 1973

Illinois Board of Ethics, Chicago, Illinois, as Chairman

Abner Joseph Mikva

September, 1973, to
January, 1974, and
February 1975, to
May, 1975

Northwestern University Law
School, Chicago, Illinois, as a
lecturer

September, 1979, to
the present

United States Court of Appeals
for the District of Columbia
(USCADC), Washington, D.C., as a
judge. Mr. Mikva has served as
Chief Judge since January, 1991.

Family Status

Mr. Mikva is married to the former [redacted] He has
indicated that his wife is a United States citizen. They reside
at [redacted] Washington, D.C.

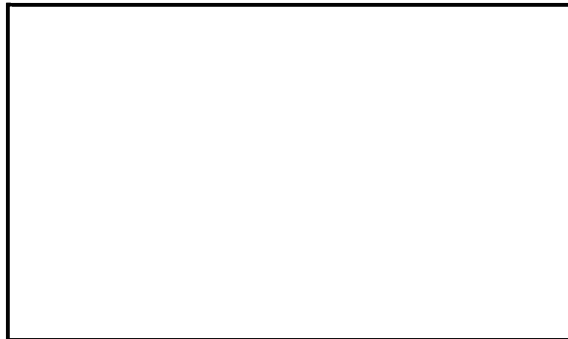
Mr. Mikva's parents, Ida Fishman Mikva and Henry A.
Mikva, and his sister, Rose Zeid, are deceased. In addition to
his wife, Mr. Mikva has listed the following living close
relatives:

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Daughter

Daughter

Daughter



Interviews

Twenty-eight persons, consisting of current and former
colleagues and coworkers, present neighbors, references, and
professional associates, were interviewed. They provided
favorable comments concerning Mr. Mikva's character, associates,
reputation, and loyalty.

All persons interviewed during the course of this
background investigation stated they are unaware of any illegal
drug use or alcohol abuse by Mr. Mikva, nor have they ever known
him to exhibit any type of bias or prejudice against any class of
citizen or any type of religious, racial or ethnic group. They
also commented that they believe Mr. Mikva lives within his
financial means. All persons interviewed recommended him for a
position of trust and responsibility.

Abner Joseph Mikva

Among those interviewed are the following:

Harry T. Edwards, Judge, USCADC, Washington, D.C.;

James L. Buckley, Judge, USCADC, Washington, D.C.;

Judith Rogers, Judge, USCADC, Washington, D.C.;

Stephen F. Williams, Judge, USCADC, Washington, D.C.;

Patricia M. Wald, Judge, USCADC, Washington, D.C.;

[REDACTED]
USCADC, Washington, D.C.;

[REDACTED] Clerk of the Court, USCADC, Washington,
D.C.;

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Hubert Will, Senior Judge, United States District Court
for the Northern District of Illinois, Chicago, Illinois;

John W. Reynolds, Judge, United States District Court
for the Eastern District of Wisconsin, Milwaukee, Wisconsin; and

[REDACTED] Provost and professor, University of
Chicago, Chicago, Illinois.

Financial Responsibility

A search of computerized credit records, which was
conducted at FBI Headquarters in September, 1994, disclosed no
pertinent information concerning Mr. Mikva.

Law Enforcement Agency Checks

Information has been received from appropriate law
enforcement agencies indicating their files contain no record
concerning Mr. Mikva.

Professional Affiliations

Mr. Mikva is eligible to practice law in the State of
Illinois and in the District of Columbia. According to
information available, no grievances have been filed against him.

Abner Joseph Mikva

Miscellaneous

A search of NEXIS, a computerized news retrieval service, disclosed the following information concerning Mr. Mikva:

Several newspaper articles indicated that in 1986, Mr. Mikva was accused of misconduct for his part in certain activities connected with the American Bar Association (ABA).

Mr. Mikva was serving as chairman of the ABA's Committee on Individual Rights and Responsibilities (CIRR) and had taken part in efforts to recruit dues-paying members to that Committee. The Washington Legal Foundation, described in news articles as a conservative legal group, alleged that this was a violation of judicial ethics and should not be allowed under general prohibitions against judges soliciting funds. An agreement was reached whereby Mr. Mikva was allowed to remain as chairman of CIRR until his term expired, but his role as chairman was restricted. There was no formal investigation by the USCADC, and no ruling was made on the allegation of judicial misconduct. A copy of a representative newspaper article concerning this matter, from The Washington Post dated July 17, 1986, is attached.

Mr. Mikva indicated on a supplement to his application that he was a defendant in a lawsuit entitled McClure v. Carter which challenged his appointment to the USCADC. He further indicated that this suit was dismissed in 1980 for lack of jurisdiction. Mr. Mikva was interviewed regarding this matter and advised that this suit was filed in United States District Court for the District of Idaho and was dismissed by the court. He said the plaintiff appealed to the United States Court of Appeals for the Ninth Circuit and then to the United States Supreme Court, neither of which set aside the initial court's decision.

Mr. Mikva's staff at the USCADC provided copies of pertinent pages from Volume 513 of the Federal Supplement and Volume 454 of United States Reports regarding the aforementioned lawsuit against Mr. Mikva. These records indicate that on September 25, 1979, James A. McClure, United States Senator from

Abner Joseph Mikva

Idaho, filed a complaint in United States District Court for the District of Idaho claiming that Mr. Mikva's nomination, confirmation, and appointment to the USCADC was in violation of Article I, section 6, clause 2 of the United States Constitution (the Ineligibility Clause). The United States District Court ruled that the plaintiff did not have standing to bring the suit and the matter was dismissed. This ruling was appealed and upheld by a United States Circuit Court on May 5, 1981. On November 9, 1981, the United States Supreme Court affirmed the prior courts' rulings.

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During his interview, Mr. Mikva advised that his only contact with representatives of foreign countries had been in the normal course of his official or semi-official duties as a jurist and/or member of professional organizations. He said he has never had any personal or continuing contact with any such foreign representatives. He said that by letter dated August 30, 1994, he resigned his association with the International Center, the East-West Parliamentary Group, and the Central and Eastern European Law Initiative of the ABA.

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During the course of this background investigation, the records of the following entities were checked and found to contain either no record or no pertinent information concerning Mr. Mikva, unless otherwise noted in this summary memorandum:

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Federal Records Center - Military Branch,
St. Louis, Missouri;
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United States Attorneys,
Department of Justice;
Illinois State Board of Elections;
United States Secret Service;
and the White House Office.

Records of the FEC, Washington, D.C., disclosed that on November 22, 1978, the FEC opened a Matter Under Review concerning Mr. Mikva. The complainant, the National Right to Work Committee, alleged that Mr. Mikva and his principal campaign committee exceeded the \$5,000 contribution limitation by accepting \$17,000 from various union political action committees "controlled by the AFL-CIO." The FEC found no violations and the matter was closed on December 19, 1978.

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Abner Joseph Mikva

because of Mr. Mikva's intransigence on certain issues, and also because of differing political affiliations. A third professional associate said Mr. Mikva was too liberal and would not recommend him because of his past voting record (in the Illinois House of Representatives) and because he was against the death penalty. A spokesperson for the Washington, D.C., bureau of the National Association for the Advancement of Colored People (NAACP) stated that based on Mr. Mikva's reputation, there were some questions in the African-American community as to his judgment and temperament, but she did not elaborate further and did not feel she was in a position to recommend either for or against Mr. Mikva.

It should be noted that results of the above indices searches reveal only data entered into those indices as of the date each was searched. However, it should also be noted that some delays may occur as to the entry of such data.

Enclosure

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN BUREAU	DATE 9/14/94	INVESTIGATIVE PERIOD 9/13/94 - 9/14/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY: jml
		CHARACTER OF CASE SPIN	

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b7CREFERENCE:

Bureau facsimile to New York Office September 8, 1994, New York telcalls to PSS [REDACTED] September 13/14, 1994 and New York facsimilie reports, September 13/14, 1994, of interviews conducted.

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ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

The New York Office is submitting this report past the Bureau deadline because the New York Office was unable to complete the investigation within the short time period imposed by the Bureau. As no investigation remains at New York, this matter is considered RUC.

(Fax rec'd 9/14)

APPROVED WAG / JAC	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: ② - Bureau (161D-HQ1077114) (ATTN: PSS [REDACTED]) 1 - New York (161D-HQ1077114)					
DISSEMINATION RECORD OF ATTACHED REPORT		Notations			
Agency					
Request Recd.					
Date Fwd.					
How Fwd.					
By					

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA [REDACTED]
Date: September 14, 1994

Office: NEW YORK

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Field Office File #: 161D-HQ-1077114

Bureau File #:

Title: ABNER JOSEPH MIKVA

Character: SPIN

Synopsis: References provided positive comments and recommend.

- R U C -

161D-HQ-1077114
JML:jml

REFERENCE

The following investigation was conducted by Special Agent (SA) [REDACTED]

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On September 13, 1994 [REDACTED] Professor, Columbia Law School, 435 West 116th Street, New York, New York 10027, telephone [REDACTED] advised he has known the candidate since 1980. He clerked for the candidate 1980 to 1981 and has kept in touch with him since then. He speaks with the candidate a couple of times a year and visits him occasionally, when he is in Washington, D.C. He described the candidate as a smart, energetic person who is committed to the public good. He is extremely knowledgeable about the law. He is someone of good, moral character and absolute integrity. He is honest and can maintain confidences and secrets discreetly. He has a sterling reputation as a leader in the legal community and is greatly admired and well-respected by everyone. He associates with reputable, law-abiding people and is absolutely loyal to the United States Government. He gets along well with others and he presents a professional appearance. To the best of [REDACTED] knowledge, he is financially responsible and has a lifestyle and spending habits consistent with his financial means. [REDACTED] has no knowledge of the candidate ever using illegal drugs or abusing alcohol or prescription drugs. The candidate has a stable personality and [REDACTED] has never observed him display any bias or prejudice towards any group or organization. He is not aware of any concealed activity or conduct which could be used in any way to subject the candidate to influence, pressure, coercion or compromise or that would impact negatively on his character, reputation, judgement or discretion. [REDACTED] absolutely recommends the candidate for a position of trust and confidence with the United States Government.

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On September 13, 1994 [REDACTED] Professor of Law, Hofstra University Law School, Hempstead, New York 11550, telephone [REDACTED] advised he has known the candidate for six or seven years. He and the candidate are friends and they are writing a book together. [REDACTED] described the candidate as an honest, hardworking, direct, smart and loyal person. He is very responsible and reliable and has good morals and integrity. He can maintain confidences and secrets discreetly and he exercises the appropriate discretion with confidential matters. He is extremely well-respected in the legal community as well as the academic and political communities. He associates with reputable, law-abiding people and is certainly loyal to the United States Government. He gets along well with others and presents a professional appearance. He is financially responsible and his lifestyle and spending habits appear to be

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161D-HQ-1077114

very consistent with his financial means. [] has no knowledge of the candidate ever using illegal drugs or abusing alcohol or prescription drugs. He advised that the candidate has a stable personality and that he absolutely has not displayed any bias or prejudice towards any group or organization. [] is not aware of any concealed activity or conduct which could be used in any way to subject the candidate to influence, pressure, coercion or compromise or that would impact negatively on his character, reputation, judgement or discretion.

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161D-HQ-1077114
JML:jml

REFERENCE

The following investigation was conducted by Special Agent (SA)

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On September 14, 1994, VICTOR GOTBAUM, Senior Research Scholar, City University of New York Graduate School, 25 West 43rd Street, New York, New York 10036, advised he has known the candidate since approximately 1955. The candidate was GOTBAUM's legal counsel when GOTBAUM ran the American Federation of State, County and Municipal Employees union in Chicago, Illinois. They became quite close and have kept in touch since then. GOTBAUM sees the candidate when he is in Washington, D.C. He described the candidate as someone of good, moral character. He is one of the nicest human beings GOTBAUM knows. As far as GOTBAUM is concerned, he is incapable of doing anything negative. He is responsible, reliable and honest. He has no problem maintaining confidences and secrets and exercising discretion with confidential material. He has an excellent reputation and he associates with reputable, law-abiding people. He is known for being fair. He puts it on the line and when it's all over there is no animosity in him. He has universal support. He is loyal to the United States Government and gets along very well with others. He presents a professional appearance and lives within his financial means. GOTBAUM has no knowledge of the candidate ever using illegal drugs or abusing alcohol or prescription drugs. He has never known the candidate to display any bias or prejudice towards any group or organization and he advised that the candidate would do just the opposite and would bend over backwards to be fair. GOTBAUM is not aware of any concealed activity of conduct which could be used in any way to subject the candidate to influence, pressure, coercion or compromise or that would impact negatively on his character, reputation, judgement or discretion.

GOTBAUM feels that the candidate is very deserving and he highly recommends him for a position of trust and confidence with the United States Government.

ROUTING SLIP

September 13, 1994

TO: SAC, Chicago
FROM: Director, FBI (161D - HQ - 1077114)
SUBJECT: ABNER JOSEPH MIKVA
SPIN;
OO: FBIHQ
BUDED: PAST (9/12/94 WITHOUT FAIL)

Reference Chicago RUC report of SA [redacted] dated 9/12/94, and Butelcall to PSS [redacted] this date.

During interview of Professor [redacted] at the University of Chicago, [redacted] said that when he was [redacted] Law School, he invited appointee to teach a course. This was sometime during the past 20 years.

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Direct results/questions to PSS [redacted] SPIN Unit, FBIHQ, Room 4371, Ext. [redacted] **TO BE RECEIVED BY NO LATER THAN COB TODAY, 9/13/94.**

LEADS:

CHICAGO DIVISION:

Attempt to verify appointee's period(s) of employment at the University of Chicago (Law School?). It is noted that during the 1979 DAPLI investigation of appointee for a Federal judgeship position, his last employment at the University of Chicago was determined to have been in 1958 as a guest lecturer.

visiting lectures
4/ - 6/93
4/ - 6/92

Memorandum



[Handwritten signature]
To DIRECTOR, FBI 161-D-HQ-1077114 Date 9-16-94
(ATTN: SPIN UNIT, FBIHQ, ROOM 4371)
From SAC, WMFO 161-D-HQ-1077114 (RUC) (A-1)
Subject: ABNER JOSEPH MIKVA

SPIN - D

BUDED: 9-12-94

RE: WMFO RUC report of SA PSS dated 9-13-94

ADMINISTRATIVE: All persons interviewed were advised of the provisions of the Privacy Act of 1974 and none requested confidentiality.

Attached are results of investigation which was inadvertently not included in above referenced report (insert was dictated 9-8-94 and was not received from WPC until 9-16-94).

No further investigation outstanding in WMFO

① FBIHQ 161-D-HQ-1077114
1 - WMFO 161-D-HQ-1077114

[Handwritten signature]

WMFO 161D-HQ-1077114
FL:zrh

ORGANIZATIONS

The following investigation was conducted by Special Agent (SA) [redacted] concerning the appointee, ABNER JOSEPH MIKVA:

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On September 6, 1994, [redacted] United States Association of Former Members of Congress (FMC), 330 A Street, Northeast, Washington, D.C., advised that the appointee joined FMC around 1980, if not earlier. From July, 1986 to June, 1987, he held the position of Secretary. In the next four years, he held respectively the positions of Treasurer, Vice President, President, and Immediate Past President.

[redacted] who joined FMC in July, 1989, and assumed the current duties in January, 1994, stated she "absolutely adores" the appointee as he is a "wonderful and super person." The appointee is a very sociable, very helpful, very ethical, outstanding person, who has done wonderful things for FMC.

On September 6, 1994 [redacted] International Center, 731-8th Street, Southeast, Washington, D.C., advised that the appointee went on an International Center-sponsored trip to Moscow for a few days around December, 1991. On October 24, 1992, he was invited to join their Board of Directors, which he did. He held this volunteer position until recently, when the appointee submitted his resignation by a letter dated August 30, 1994.

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[redacted] stated she meet the appointee socially through her own spouse, around 1978/79. Since then, she has maintained social contact with the appointee. Also, from about 1981/82 to 1986, she and the appointee's [redacted] were business partners in a consulting company which had trade associations and national organizations as clients.

According to [redacted] the appointee and his spouse, who is [redacted] live alone at [redacted] Washington, D.C. The appointee has three children who are all married and are females.

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[redacted] stated that all of the above remarks about the appointee would be extremely complementary. The appointee is absolutely brilliant and is "one of the nicest persons in the whole world". She added that the appointee's "integrity" is of the highest echelon - they don't get better than him". She stated the appointee is an outstanding person and was an outstanding board member.

On September 7 and 8, 1994, MARK ELLIS, Executive Director, Central and Eastern European Law Initiative (CEELI), American Bar Association, 1800 M Street, Northwest, Washington, D.C., advised that the appointee was invited in early 1991 to join their advisory board, and he did. A few months later, the appointee became a volunteer member of their Executive Board (Board of Directors). However, the appointee recently resigned by letter dated August 30, 1994. ELLIS, who has had dealings with the appointee since he joined the board, stated the appointee is a "stellar person". His honesty is above reproach. He speaks directly of issues and does not, in any way, try to misrepresent or misconstrue anything. The appointee is very factual and does not mislead. These qualities made him very well suited for the work of CEELI and the appointee was an outstanding board member.

The above individuals stated that the appointee is not manifested or expressed any bias or prejudice against any individuals or group, based upon sex, race, color, religion, national origin, handicap or age.

Nothing of an adverse nature was known concerning the appointee to include his character, reputation, integrity, patriotism, emotional stability, financial stability, and suitability for access to classified/sensitive information. They were not aware of the appointee ever using illegal narcotics/drugs or ever abusing prescription medication/drugs or alcohol. They were not aware of any activity or conduct of the appointee which could be used in any way to coerce, influence, pressure, blackmail or compromise him, or would have an adverse impact on his character, judgement, emotional/financial stability, discretion, trustworthiness, or responsibilities. The appointee was recommended for a position of trust and confidence in the United States Government.

ROUTING SLIP

October 14, 1994

TO: SAC, Chicago
FROM: Director, FBI (161A - HQ - 1077114)
SUBJECT: ABNER JOSEPH MIKVA
SPIN;
OO: FBIHQ
BUDED: PAST (9/12/94)

Reference Bureau Routing Slip to Chicago dated 9/13/94, and subsequent Chicago telcall confirming that appointee was a visiting lecturer at the University of Chicago Law School 4/92 - 6/92 and 4/93 to 6/93.

Information in referenced Chicago telcall has never been received in the SPIN Unit in hard copy form (teletype, report, airtel, or fax).

Direct results/questions to PSS [] SPIN Unit, FBIHQ, Room 4371, Ext. [] to be received by 10/18/94.

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LEADS:

CHICAGO DIVISION:

Provide information concerning appointee's employment at the University of Chicago Law School 4/92 - 6/92 and 4/93 to 6/93 in a hard copy.



FBI FACSIMILE COVERSHEET

CLASSIFICATION

PRECEDENCE

- ☐ Immediate
☒ Priority
☐ Routine

- ☐ Top Secret
☐ Secret
☐ Confidential
☐ Sensitive
☒ Unclassified

Time Transmitted: _____

Sender's Initials: _____

Number of Pages: 2To: FBI CG
(Name of Office)Date: 10-14-94

Facsimile number: _____

Attn: 161 Supervisor
(Name Room Telephone No.)From: SPIN Unit - FBIHQ
(Name of Office)Subject: Abner Joseph Mikva
SPINBuded: PAST (9-12-94)

Special Handling Instructions: _____

Please carry to 161 SupervisorOriginator's Name: Telephone: Originator's Facsimile Number: 324-2574Approved: JAB/
[Signature]

53093

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WMFO	OFFICE OF ORIGIN BUREAU	DATE 9/13/94	INVESTIGATIVE PERIOD 9/6/94 - 9/12/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY PSS [REDACTED]	TYPED BY: sef
		CHARACTER OF CASE SPIN (B)	

[Signature]

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REFERENCE: Bureau airtel, dated 8/30/94; and WMFO faxes, dated 9/8/94 and 9/8/94.

-RUC-

ADMINISTRATIVE:

All individuals were furnished appropriate provisions of the Privacy Act. Express promises of confidentiality, both limited and unlimited, have not been granted.

WMFO electronic and general indices revealed no derogatory or pertinent information regarding the appointee or listed relatives.

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 2-Bureau (161B-HQ-1077114) (ATTN: PSS [REDACTED]) 1-WMFO (161B-HQ-1077114)					
CC DESTROYED <i>[Signature]</i>		<i>[Signature]</i>			
DISSEMINATION RECORD OF ATTACHED REPORT		Notations			
Agency					
Request Recd.					
Date Fwd.					
How Fwd.					
By					

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: PSS [REDACTED]
Date: September 13, 1994

Office: WMFO

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Field Office File #: 161B-HQ-1077114

Bureau File #: 161B-HQ-1077114

Title: ABNER JOSEPH MIKVA

Character: SPECIAL INQUIRY (B)

Synopsis:

Appointee interviewed. White House Office checked. Employment verified and favorable. OPF at U.S. Courts reviewed, no derogatory information. Residence verified and favorable. Reference interviewed and commented favorably. Civil Suit reviewed. PIS checked, no record. IG/SY at AOUSC checked, no record. D.C. Bar checked, no derogatory information. FEC checked, one file located and dismissed. U.S.S.S. checked, no derogatory information. U.S. Attorney's Office checked, no record. Law enforcement agencies checked, no record.

-RUC-

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 9/9/94

ABNER JOSEPH MIKVA was interviewed at his place of employment, United States Court of Appeals for the District of Columbia Circuit (CADCC), 333 Constitution Avenue, Northwest.

He was advised of the identity of the interviewing Agent and that he was being interviewed regarding his background investigation in order to ascertain if the information on his Security Questionnaire was complete, current, and accurate, to allow the FEDERAL BUREAU OF INVESTIGATION (FBI) to conduct a thorough background investigation of him for the position/ security clearance he was being considered for, and determine if there was any current or past information which could affect the suitability for employment and/or access to classified/sensitive information. He provided the following information subsequent to 1979, when the FBI last conducted a background investigation on him:

He does not now, nor has he in the past, used, sold, or purchased illegal narcotics/drugs, to include marijuana. Likewise, he has not been and is not an abuser of alcohol or prescription drugs. He has not participated in any type of drug or alcohol counseling/rehabilitation programs.

He has not filed for bankruptcy. He has never had any business or personal financial problems which resulted in, but are not limited to, property being repossessed, debts being placed for collection, delinquent student loans, or legal judgments concerning debts.

To his knowledge, as an individual and/or employer, he is current on all Federal, state, and local tax obligations, which include, but are not limited to, income, Medicare, Social Security, and unemployment taxes. He has never made back taxes of any such taxes and he has not had any tax liens against him.

He has never been involved in any criminal matter as a suspect or subject, nor has he ever been arrested for, charged with, or been convicted of any criminal offense.

Investigation on 9/8/94 at Washington, D.C. File # WMFO 161D-HQ-1077114

by SA gf Date dictated 9/8/94

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Continuation of FD-302 of ABNER JOSEPH MIKVA, On 9/8/94, Page 2

He has never been denied any employment. He has never been dismissed from any employment or left any employment under unfavorable circumstances.

He has never been denied a security clearance by any agency of the Federal Government.

He has never been in contact with any representatives of foreign countries, except in the normal course of his official and quasi-official capacity as a jurist and/or member of professional organizations. He has never had any personal or continuing contact with any such representatives.

He has never been involved in any type of psychological or psychiatric counseling/treatment with any psychologist, psychiatrist, or other qualified counselor.

He has never been a member or officeholder in any organization or club that restricts membership on the basis of sex, race, color, religion, national origin, age, or handicap.

He is not aware of any business or investment circumstances that could involve or have involved conflict of interest allegations against him.

He is not aware of, nor is he concealing, any activity/conduct which could, would, or should prevent him from receiving a position and/or security clearance from the United States Government. Also, he is not aware of any activity/conduct which could be used in any way to coerce, influence, pressure, blackmail, or compromise him if he were to receive such a position or clearance. In addition, he is not aware of any such activity/conduct which could have an adverse impact on his character, judgment, emotional stability, financial stability, discretion, trustworthiness, or responsibilities.

He has never been involved in any civil suit as a plaintiff. He has been involved in only one civil suit in which he was directly named as a defendant. This was the case, MCCLURE vs CARTER, which he listed in the supplement to his Security Questionnaire. The suit (Number 79-1340) was filed in the United States District Court, District of Idaho. The matter was dismissed by the Court. Thereafter, the plaintiff appealed to the United States Court of Appeals for the Ninth Circuit, and

WMFO 161D-HQ-1077114

Continuation of FD-302 of ABNER JOSEPH MIKVA, On 9/8/94, Page 3

later on, to the United States Supreme Court. These two courts did not set aside the decision of the first court.

He has not been the subject of any Equal Employment Opportunity (EEO) complaint or nonjudicial disciplinary action. As a judge, professional complaints have been made in which he has been named. However, the complaints have never been made against him personally. He would have been part of complaints made against the whole court itself, or against panels of judges on which he had been a member. All of these complaints were dismissed.

He stated only he and his [redacted] reside in his current residence, [redacted] Washington, D.C. He has owned his residence since June, 1980. It is a town house with a separate basement apartment which he has rented out for several years.

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He stated that while he was in Congress, he rented at 3000 Spout Run Drive, Arlington, Virginia. He stopped renting around 1979. Also, while he was in Congress, he maintained his permanent address at 1015 Sheridan Road, Evanston, Illinois. He sold this residence in 1979/1980. For a period of time (September, 1979 to June, 1980), he lived in a rental residence at 3332 Quesada, Northwest, Washington, D.C.

He advised that he used to own a vacation home at 15238 Lakeshore Road, Lakeside, Michigan, but he sold it around 1981/1982. In 1984, he bought his current vacation residence, namely [redacted]

[redacted] Michigan. He owns his residence with [redacted] and [redacted] Also, around mid-1993, he finished building another home next to his current vacation home. It is located at [redacted] He owns this residence with [redacted]

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[redacted] and [redacted]

He added that for the past 12 to 13 years, he has been a passive investor in a limited partnership which owns a 20-unit rental apartment building. He has about a two-and-a-half percent interest. The building is located at 3550 Sheffield, Chicago, Illinois.

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Continuation of FD-302 of ABNER JOSEPH MIKVA, On 9/8/94, Page 4

He stated his father died around 1955, and his mother died around 1958. He has only one sibling, namely a sister, ROSE. She died around 1981 or 1983 (early 1980s). Also, he has only three children. They are all married and are females. The given first name for [REDACTED] but she has not used her given first name for many years.

He stated that by letter dated August 30, 1994, he resigned his association with International Center; East-West Parliamentary Group (EWPG); and Central and Eastern Europe Law Initiative (CEELI). He added that the headquarters for EWPG is in the Netherlands (Holland), but one of the founders of EWPG is [REDACTED] who is now at the University of Iowa in Iowa City, Iowa.

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He advised that to the best of his knowledge and recollection, all of the information contained on his originally submitted Security Questionnaire, dated August 22, 1994, and bearing the signature of "ABNER J. MIKVA," along with its undated supplement, was complete and accurate when it was submitted. He added that to the best of his knowledge and recollection, the information he furnished during this interview was true and accurate.

161D1077114

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EXECUTIVE OFFICE OF THE PRESIDENT
EXECUTIVE CLERKS OFFICE
Old Executive Office Building
THE WHITE HOUSE
Washington, D.C.

The following investigation was conducted by Special
Agent on 9/6/94:

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No record of appointment could be found for The
Appointee, under the name(s) ABNER JOSEPH MIKVA.

No other investigation was appropriate at The
White House Executive Clerk's Office.

WMFO 161D-HQ-1077114

FL:gf

1.

EMPLOYMENT

United States Court of Appeals for the
District of Columbia Circuit (CADCC)
333 Constitution Avenue, Northwest
Washington, D.C.
September, 1979 - Present

The following investigation was conducted at CADCC by
Special Agent (SA) [redacted] concerning the appointee, ABNER
JOSEPH MIKVA:

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On September 2, 1994 [redacted] Administrative
Secretary to the Chief Judge, advised that the appointee began
his first term as a Congressman from Illinois in January, 1969.
At that time, she joined his staff as its Office Manager and
Scheduler. Thereafter, she was under the supervision of the
appointee until January, 1973, when the appointee left the House
of Representatives. The appointee had lost in the election of
November, 1972. Thereafter, they maintained some contact. In
January, 1975, the appointee returned to Congress and again, she
joined his staff. This relationship ended on September 27, 1979,
when the appointee left Congress to assume duties as a Circuit
Judge at CADCC. On October 1, 1979, she joined the appointee at
CADCC. Since then, she has been under the immediate supervision
of the appointee, who became Chief Judge in January, 1991.

[redacted] stated the appointee has an immediate staff of
six persons, to include three Law Clerks, who joined the staff
between mid-July, 1994 and early August, 1994.

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She verified that the appointee had been a member in
Central and Eastern European Law Initiative (CEELI), East-West
Parliamentary Group (EWPG), and International Center. However,
by letter dated August 30, 1994, the appointee tendered his
resignation from these three organizations. She added the
appointee is still a member of the United States Association of
Former Members of Congress (FMC).

[redacted] was asked if she was familiar with the MCCLURE
vs CARTER civil law suit in which the appointee had listed that
he had been the defendant. She provided photocopied pages from
the Federal Supplement and the United States Reports (copies of
these pages and the results of her interview concerning this
matter are contained elsewhere in this investigation).

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She stated the appointee's parents are deceased. As far as she knows, the appointee has only one sibling, namely an older sister who died in California about 13 or 14 years ago from cancer. The appointee's [redacted] has the nickname of

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[redacted] stated all of her remarks about the appointee would be complimentary. The appointee is a very easy to get along with, very honest person who has "integrity plus." The appointee is an excellent judge who is highly respected by the people in the judiciary and other fields. He is excellent in international constitutional law and is highly respected in legal circles. She added that she is proud to work with the appointee.

On September 2, 1994, [redacted] Assistant Secretary to the Chief Judge, advised that the appointee returned to Congress in January, 1975. At that time, she joined his staff as its chief receptionist. Thereafter, she was under the supervision of the appointee until September, 1979, when the appointee left Congress to join CADCC. She came with the appointee and since then, she has been under the immediate supervision of the appointee.

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[redacted] stated all of her remarks about the appointee would be extremely positive, as the appointee is a "great person." He is a trustworthy, understanding, patient, friendly, gentle person who is "a people person." Also, he is highly respected on the Court and in legal circles.

On September 2, 1994, [redacted] Clerk of Court, advised he assumed his duties in August of 1992, and since then, he has been under the immediate supervision of the appointee, who has been the Chief Judge of the Court.

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[redacted] stated the Court does not maintain an Official Personnel Folder (OPF) as such on the appointee. However, from available records, he ascertained that the appointee joined the

Court as a Circuit Judge in September, 1979. He became its Chief Judge on January 19, 1991.

[] stated his office is the Court's repository for all judicial complaints against its judges. He stated that due to the nature of CADCC, the complaints are not filed per se against any particular judge. They are filed against more than one judge at a time because the complaints are against the Court itself or against a panel of judges. He stated the appointee has not been included in any complaint since 1992, when he [] joined the Court. He added the appointee would have been part of some complaints in the past, but all complaints were dismissed. He added there are confidentiality restrictions concerning these complaints.

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[] stated the appointee is a dedicated, honest, ethical, very nice person. Also, he is extremely professional and is highly respected at the Court and elsewhere. The appointee has an admirable work ethic (works hard, long, and gets things right). Also, he looks at all sides of an issue and takes an interest in the legal and other ramifications. [] stated he has been proud to work with the appointee and the appointee has done an outstanding job in making the Court work.

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On September 2, 1994, HARRY T. EDWARDS, Circuit Judge, advised he and the appointee knew of each other from about 1965 to 1970, as both were practicing attorneys in Chicago, Illinois. In February, 1980, EDWARDS joined CADCC, and since then he has been a colleague with the appointee on the Court.

EDWARDS stated all of his remarks about the appointee would be complimentary. The appointee is a fine judge and fine colleague who is a widely respected member of the judicial fraternity. He is honest, ethical, and professional. EDWARDS has no reason to question or doubt the appointee in any way. The appointee is faithful to his responsibilities and gets his work done.

On September 2, 1994, JAMES L. BUCKLEY, Circuit Judge, advised he was a member of the Senate from 1971 to 1977, and as such, he knew of the appointee, who was a Congressman during part of that time. BUCKLEY joined CADCC in December, 1985, and since then, he and the appointee have been members of the Court.

BUCKLEY stated all of his remarks about the appointee would be positive. The appointee is an enormously agreeable,

very intelligent, capable, very professional, very knowledgeable, very ethical, outstanding judge.

On September 2, 1994, [redacted] Chief Staff Counsel, advised he joined CADCC in October, 1984, as Assistant Chief Staff Counsel. Five years ago, he assumed his current duties. Since then, he has worked even closer with the appointee. Also, in January, 1991, the appointee became Chief Judge and his immediate supervisor.

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[redacted] stated he could not say enough good things about the appointee. He is extraordinarily supportive of his [redacted] office and is extraordinarily interested in the work of and the importance of the office. The appointee is a "wonderful boss" who is a very smart, committed person with "extremely pure integrity." The appointee is extremely well prepared judge who is extraordinarily fair-minded and evenhanded.

On September 2, 1994, JUDITH ROGERS, Circuit Judge, advised she used to work on Congressional legislative matters within the Mayor's Office of the District of Columbia. Thus, she had limited contact with the appointee sometime between 1969 and 1972, as the appointee was a member of Congress and was on a congressional committee dealing with the District of Columbia. About 10 years ago, she became a Judge on the District of Columbia Court of Appeals and as such, she had very limited contact with the appointee, who was a Judge at CADCC. In March, 1994, ROGERS left her judicial position for her current position. Since then, she and the appointee have been colleagues at CADCC.

ROGERS stated she had nothing negative to say about the appointee and all of her remarks about him would be positive. She added that the appointee is very friendly, ethical, professional, and has an excellent character and reputation. He is a highly respected Judge within CADCC.

On September 2, 1994, STEPHEN F. WILLIAMS, Circuit Judge, advised he used to be a Professor at the University of Colorado. As such, he met the appointee briefly. At the time, the appointee was a Judge with CADCC. Once in 1986, the appointee was at the college as a jurist in residence, and another time in that year, the appointee judged a moot court. In June, 1986, WILLIAMS joined CADCC, and since then, he and the appointee have been colleagues. He added that in January, 1991, the appointee became the Court's Chief Judge.

WILLIAMS stated the appointee is a fine and very engaging person. He is professional, ethical, and highly respected on the Court. WILLIAMS stated the Court is divided and sometimes it has fierce battles. WILLIAMS, who is usually on the opposing side of the appointee, stated the appointee is very aggressive (in the good sense) in their deliberations/discussions. WILLIAMS stated he gets along with the appointee, who is very sincere and wants to advance the interests of the country. WILLIAMS added that in their discussions, the appointee, like others, has a tendency to forget inconvenient facts which do not fit into his current viewpoint. WILLIAMS, who did not care to elaborate more on this, stated that in general, the appointee is very good when it comes to honesty and integrity. Likewise, the appointee is very good when it comes to discretion, judgment, trustworthiness, and responsibilities. WILLIAMS, who was independently aware of the position for which the appointee is currently being considered, stated he recommended the appointee for a position of trust and confidence in the United States Government.

On September 2, 1994, it was determined that the following persons were away on vacation and would not be available until September 6 and 7, 1994.

On September 6, 1994, [redacted] Special Assistant to the Chief Judge, stated she assumed her duties on July 1, 1991, and since then, the appointee has been her immediate supervisor.

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[redacted] stated she could only say nice things about the appointee. He is an incredibly decent, very honorable person. He is very professional, very honest, extremely ethical, and is very public service oriented. She added the appointee is highly regarded in the Court. She noted that some judges on the Court have different philosophical opinions but, as to the appointee's character, integrity, judgment, trustworthiness, and discretion, the judges think highly of him.

On September 6, 1994, [redacted] Circuit Executive, advised she assumed her duties about six or seven years ago. Since then, she has had dealings with the appointee. In January, 1991, the appointee became the Court's Chief Judge. Since then, they have worked very closely together concerning the administrative matters of the Court.

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[redacted] stated all of her remarks about the appointee would be positive. The appointee is an extremely intelligent,

trustworthy, very hardworking, committed, supportive, and caring person. He is good to work with because he is very attentive to the administrative issues important to the managing of the Court and the Circuit. The appointee is very supportive of the Court and has a good sense of the Court as an institution. According to her, the appointee is a highly respected member of the Court.

On September 7, 1994, [redacted] Head Librarian, advised she began to have dealings with the appointee in 1979, when the appointee joined the Court as a Circuit Judge. At the time, she was in her current position. In 1991, the appointee became Chief Judge, and since then, they have had closer contact.

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[redacted] stated all of her remarks about the appointee would be positive. The appointee is an honorable, smart, sociable, cooperative, pleasant person. She added the appointee is very respected and well liked on the Court.

The above persons stated the appointee has not manifested or expressed any bias or prejudice against any individual or group based upon sex, race, color, religion, national origin, handicap, or age.

Nothing of an adverse nature was known concerning the appointee, to include his character, reputation, integrity, patriotism, emotional stability, financial stability, and suitability for access to classified/sensitive information. The above persons were not aware of the appointee ever using illegal narcotics/drugs or ever abusing prescription medication/drugs or alcohol. The above persons were not aware of any activity or conduct of the appointee which could be used in any way to coerce, influence, pressure, blackmail, or compromise, or would have an adverse impact on his character, judgment, emotional/financial stability, discretion, trustworthiness, or responsibilities. The appointee was recommended for a position of trust and confidence with the United States Government.

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WMFO 161D-HQ-1077114
RLW:rlw

OFFICIAL PERSONNEL FOLDER

ADMINISTRATIVE OFFICE OF THE
U.S. COURTS
1 Columbus Circle, N.E.,
Washington, D.C.

On September 7, 1994, Investigative Assistant (IA) [redacted] contacted the Administrative Office of the U.S. Courts (AOUSC), Washington, D.C., in an effort to review the Official Personnel Folder (OPF) concerning the appointee ABNER JOSEPH MIKVA, DOB: 01/21/26, SSAN: 394-16-5242. The following information was obtained:

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<u>DATE</u>	<u>ACTION</u>
9/27/79	EXCEPTED APPOINTMENT U.S. CIRCUIT JUDGE U.S. COURT OF APPEALS WASHINGTON, D.C.
1/19/91	CHANGE IN TITLE TO CHIEF JUDGE

No other pertinent information was available in the file.

161D1077114

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U.S. HOUSE OF REPRESENTATIVES
SERGEANT AT ARMS OFFICE-MEMBER SERVICES
WASHINGTON, D.C.

The Following investigation was conducted by SA [REDACTED]
[REDACTED] on 9/6/94:

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[REDACTED] Deputy, advised that she can verify, through records, the fact that ABNER JOSEPH MIKVA was a U.S. Congressman from 1/3/69 to 1/2/73, and from 1/3/75 to 9/30/79 when the Congressman resigned to accept a judgeship.

RESIDENCE

[redacted]
Washington, D.C.
6/80 to present

The following investigation was conducted by Special Agent [redacted] regarding the appointee, ABNER JOSEPH MIKVA.

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On 9/6/94, [redacted]
[redacted] Washington, D.C., [redacted] advised that he has known the appointee both socially and professionally, since the 1970's when they were both in the Senate. He advised that he currently lives down the street and around the corner from the appointee and can verify his current residence. [redacted] described the appointee as first rate and a fine citizen. He added that the appointee is a friendly man and well liked.

On 9/6/94, [redacted]
Washington, D.C., advised that she has known the appointee for 3 to 4 years. She advised that he is a good neighbor and very nice, polite, courteous man. She advised that he never says a bad word about anyone.

Both persons interviewed advised that they were aware of nothing negative or derogatory regarding the appointee's character, associates, reputation or loyalty to the United States. Both persons advised that they have never known the appointee to abuse alcohol or prescription drugs or to use illegal drugs. Both persons advised that they have never known the appointee to express bias or prejudice towards or against persons or groups. Both persons advised that they were aware of no financial, physical or emotional problems on the part of MIKVA.

Both persons interviewed advised that they knew of nothing that would influence, pressure, coerce, or compromise the appointee in any way, or that could have had an adverse impact on her character, judgement, stability, discretion, trustworthiness, or responsibility.

Both persons interviewed advised that the appointee was suitable for access to classified materials and recommended him for a position of trust and confidence with the government.

161D-HQ-1077114

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On 9/6/94, call back cards were left at the residences
at [redacted] No card was left at [redacted]
[redacted] because it was vacant and for sale. As
of 9/7/94, no response has been received.

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WMFO 161D-HQ-1077114

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REFERENCES

The following investigation was conducted by Special Agent (SA) [redacted] concerning the appointee, ABNER JOSEPH MIKVA:

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On September 2, 1994, PATRICIA M. WALD, Circuit Judge, United States Court of Appeals for the District of Columbia Circuit (CADCC), 333 Constitution Avenue, Northwest, Washington, D.C., advised she assumed her duties in July, 1979. Two months later, the appointee joined the Court as a Circuit Judge. Since then, they have been colleagues on the Court. Also, she has had some social contact with the appointee and his family outside of the Court.

WALD stated that as far as she knows, the appointee had only one sibling, namely a sister who died early in his tenure on the Court. [redacted]

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WALD stated all of her remarks about the appointee, as a person and as a judge, would be complimentary. The appointee, who has been the Court's Chief Judge since 1991, has been a person of high integrity and intelligence. He is politically astute, has been a good judge, and they "see eye to eye on many matters." She added the appointee has been a good colleague on the Court.

WALD stated the appointee has not manifested or expressed any bias or prejudice against any individual or group based upon sex, race, color, religion, national origin, handicap, or age.

Nothing of an adverse nature was known concerning the appointee, to include his character, reputation, integrity, patriotism, emotional stability, financial stability, and suitability for access to classified/sensitive information. WALD was not aware of the appointee ever using illegal narcotics/drugs or ever abusing prescription medication/drugs or alcohol. She was not aware of any activity or conduct of the appointee which could be used in any way to coerce, influence, pressure, blackmail, or compromise him, or would have an adverse impact on his character, judgment, emotional/financial stability, discretion, trustworthiness, or responsibilities. She

WMFO 161D-HQ-1077114

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recommended the appointee for a position of trust and confidence with the United States Government.

On September 6, 1994, an attempt was made to contact [redacted] at his residence, [redacted] Virginia, but he did not answer. A suitable message was left for him on his recorder. Likewise, a suitable message was left for him on September 7, 1994, at 8:15 p.m. On September 8, 1994, the appointee advised that his reference is retired, and he did not know if [redacted] was out of town. Based on that above and other considerations, it was determined that no further attempts would be made to contact [redacted]

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CIVIL SUIT

The following investigation was conducted by Special Agent (SA) [redacted] concerning the appointee, ABNER JOSEPH MIKVA, who had listed on the supplement to his Security Questionnaire that he was a defendant in a law suit challenging his appointment to the United States Court of Appeals for the District of Columbia Circuit (CADCC) in a case entitled MCCLURE vs CARTER. He also listed that the law suit was dismissed for lack of jurisdiction.

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On September 2, 1994, [redacted] Administrative Secretary to the Appointee, stated that the above law suit was originally known as JAMES A. MCCLURE, United States Senator, Idaho (plaintiff) versus JAMES EARL CARTER, President of the United States, and ABNER J. MIKVA (defendants). The civil law suit (Number 79-1340) was filed on or about September 25, 1979, in the United States District Court for the District of Idaho. The matter was dismissed by the Court. Subsequently, the plaintiff appealed the matter to the United States Court of Appeals for the Ninth Circuit. This Court found it did not have jurisdiction and accordingly dismissed the matter. It released its opinion on May 5, 1981. Later on, the plaintiff appealed to the United States Supreme Court, which affirmed the decisions of the two lower courts.

[redacted] made available photocopied pages numbered 265 through 271 from Volume 513 of the Federal Supplement. These pages contain the results of the law suit in the two lower courts. Also, she made available photocopied page number 1025 from Volume 454 of United States Reports. This page contains the results of the law suit before the United States Supreme Court during its October, 1981, term. Copies of these pages follow.

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Based on the foregoing, this Court determines that Plaintiffs are entitled to no relief and that their requests for declaratory and injunctive relief will be denied.

The foregoing constitutes this Court's Findings of Fact and Conclusions of Law.



James A. McCLURE, United States
Senator, Idaho, Plaintiff,

v.

James Earl CARTER, President of the
United States; and Abner J.
Mikva, Defendants.

Civ. No. 79-1340.

United States District Court,
D. Idaho.

May 5, 1981.

United States senator brought action challenging appointment of former congressman to position as circuit judge for United States Court of Appeals for the District of Columbia Circuit. The three-judge district court held that despite statute purporting to allow any member of Congress to challenge appointment of any judge to the Court of Appeals for the District of Columbia made during the 96th Congress provided that the challenge was based on the ineligibility clause of the Constitution, senator did not have standing to bring the suit, which alleged that appointment was unconstitutional because the congressman appointed to the seat on the Court of Appeals for the District of Columbia had been serving in Congress at the time that the salary for the judgeship was increased.

Dismissed.

1. Federal Civil Procedure ⇐ 103

Article III of the Constitution requires that parties to a lawsuit have such a personal stake in the outcome of the controversy as to assure that concrete adverseness which sharpens the presentation of issues upon which the court so largely depends for illumination of difficult constitutional questions. U.S.C.A.Const. Art. 3, § 2, cl. 1.

2. Federal Civil Procedure ⇐ 103

Despite statute purporting to allow any member of Congress to challenge the appointment of any judge to the Court of Appeals for the District of Columbia made during the 96th Congress provided that the challenge was based on the ineligibility clause of the Constitution, United States senator did not have standing, either in his individual or official capacity, to challenge propriety of appointment to seat on United States Court of Appeals for the District of Columbia of a United States congressman who was serving in Congress at the time that the salary for the judgeship was increased. 5 U.S.C.A. § 5318 note; U.S.C.A. Const. Art. 1, § 6, cl. 2; Art. 3, § 2, cl. 1.

3. Federal Civil Procedure ⇐ 103

In some circumstances, a legislator has standing to sue as a legislator when he or she would not have standing as an individual; touchstone is whether legislator's interest in maintaining the effectiveness of his votes is sufficient to confer standing to challenge an action impairing that effectiveness.

Iver J. Longeteig, Runft & Longeteig, Chartered, Boise, Idaho, David H. Martin, Santarelli & Gimer, Washington, D. C., for plaintiff.

Neil H. Koslowe, Sp. Litigation Counsel, Civil Division, Dept. of Justice, Washington, D. C., for defendants.

Before FLETCHER, Circuit Judge, and McNICHOLS and TAYLOR, District Judges, sitting as a Special Three-Judge District Court.

DECISION

This case comes before this three-judge court on cross-motions for summary judgment. The amended complaint to which the motions are addressed challenges the appointment of former Congressman Abner J. Mikva to a position as a circuit judge for the United States Court of Appeals for the District of Columbia Circuit. The relevant portions of the statute under which the challenge is brought, Act of October 12, 1979, Pub.L.No. 96-86, § 101(c), 93 Stat. 656 (not codified), are set out in the margin.¹ The plaintiff, Senator McClure, asserting that the salaries of federal judges were increased during defendant Mikva's term in Congress, claims that Judge Mikva's² nomination, confirmation, and appointment as a circuit judge were in violation of Article I, section 6, clause 2 of the United States Constitution (the Ineligibility Clause).³

1. Section 101(c) provides in relevant part:

Any additional payment [to federal officials] under existing law is not to be construed as an increase in salary or emoluments within the meaning of Article I, section 6, clause 2 of the Constitution, except that:

(1) Any Member of Congress, whether he voted to confirm or not to confirm the appointment of any judge appointed during the 96th Congress to the United States Court of Appeals for the District of Columbia, or whether he abstained from, or was not present for such vote, may bring a civil action in the United States District Court for the District of Columbia or in any United States District Court in the State he represents to contest the constitutionality of the appointment and continuance in office of said Circuit Judge on the ground that such appointment and continuance in office is in violation of Article I, section 6, clause 2 of the Constitution;

(2) The designated United States District Courts shall have exclusive jurisdiction, without regard to the sum or value of the matter in controversy, to determine the validity of such appointment and continuance in office;

(3) Any action brought under this section shall be heard and determined by a panel of three judges in accordance with the provisions of section 2284 of title 28, United States Code. Any appeal from the action of a court convened pursuant to such section shall lie to the Supreme Court; and

(4) Any judge designated to hear any action brought under this section shall cause such action to be in every way expedited.

Senator McClure asks that we direct the President to notify defendant Mikva that his appointment was in violation of the Constitution, and that we notify defendant Mikva that his appointment was void *ab initio* and that he must vacate his office. The threshold question before us is whether we have jurisdiction to hear the case. We cannot reach the merits of Senator McClure's challenge unless we answer that question affirmatively.

BACKGROUND

The procedural posture of this case and the events in its background provide a context that is helpful in analyzing and attaching appropriate legal significance to the contentions made by the parties. The procedural steps taken and a summary of pertinent portions of the pleadings are set forth in the margin.⁴

2. While plaintiff insists on referring to defendant Mikva as "Mr.," his proper title is "Judge" until determined otherwise.

3. Article I, section 6, clause 2 of the United States Constitution provides in relevant part:

No Senator or Representative shall, during the Time for which he was elected, be appointed to any civil Office under the Authority of the United States, which shall have been created, or the Emoluments whereof shall have been increased during such time;

4. The original complaint was filed in the United States District Court for the District of Idaho on September 25, 1979, by plaintiff McClure, a United States Senator from the State of Idaho. Jurisdiction was alleged under 28 U.S.C. §§ 1331 (federal question) and 2201 (declaratory judgment). The original defendants were James Earl Carter, President of the United States, and J. Stanley Kimmitt, Secretary of the United States Senate. The complaint sought a declaration that then-Congressman Abner J. Mikva was constitutionally ineligible for appointment to the United States Court of Appeals for the District of Columbia Circuit. The suit also sought an injunction against defendant Kimmitt to prevent him from communicating the results of the United States Senate's vote of confirmation of Abner Mikva to the President.

On September 26, 1979, defendant Carter signed the commission appointing Abner J. Mikva a United States Circuit Judge for the District of Columbia Circuit. On October 16,

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Congressman Abner J. Mikva was nominated by President Carter as circuit judge for the District of Columbia Circuit. A number of senators, including Senator McClure, opposed the appointment. Indeed, a number of these senators, again including Senator McClure, voiced their opposition on the Senate floor,⁵ relying in their arguments on their belief that then-Congressman Mikva was philosophically unsuited to the job, as well as on their view that he was constitutionally ineligible for appointment because of the proscriptions of the Ineligibility Clause. These arguments failed to persuade a sufficient number of their fellow senators, and a majority of the Senate voted to confirm defendant Mikva as judge on September 25, 1979. 125 Cong. Rec. S13363 (daily ed. Sept. 25, 1979).

After the Senate voted to confirm Judge Mikva, Senator McClure and others proposed to the Senate the jurisdictional statute under which Senator McClure now sues. The Senate attached the proposed statute as a rider to an appropriation bill on October 10, 1979, 125 Cong. Rec. S14320, S14325 (daily ed. Oct. 10, 1979), and the House of Representatives agreed to it two days later. *Id.* H9081 (daily ed. Oct. 12, 1979).

1979, the plaintiff moved to dismiss defendant Kimmitt. The motion was granted.

The amended complaint was filed on November 6, 1979, once more naming President Carter as a defendant and adding Abner J. Mikva as a defendant. Jurisdiction was again premised on 28 U.S.C. §§ 1331 and 2201 but was additionally alleged under section 101(c) of the Act of October 12, 1979, Pub.L. No. 96-86, 93 Stat. 657 (not codified). Plaintiff requested a three-judge court pursuant to the terms of section 101(c). The amended complaint requested the relief described in the text of the opinion.

The defendant President answered the amended complaint and requested that the action be dismissed. Defendant Mikva moved to be dismissed as defendant based on his allegation that the court lacked personal jurisdiction over him.

On December 13, 1979, the district judge originally assigned to the case sent to the Honorable James R. Browning, Chief Judge of the United States Court of Appeals for the Ninth Circuit, a Notification and Certificate that a three-judge district court should be convened. On December 21, 1979, the President moved for withdrawal of the Notification and Certificate. The motion was denied and on February 4,

The jurisdictional statute is unusual in several respects. First, it sets out a single substantive ground for challenging a new judicial appointment—violation of the Ineligibility Clause. A challenge to a judicial appointment on any other ground must be brought under some other statute. Second, it limits both in time and by institution the judicial appointments that may be challenged under the statute. It authorizes challenges to only those judicial appointments made during the 96th Congress and only those made to the United States Court of Appeals for the District of Columbia Circuit. A challenge to a judge appointed during any other Congress or to any other court must be brought under some other statute. Perhaps not coincidentally, the only judicial appointment that fits within the statute's limitations and might be subject to challenge on Ineligibility Clause grounds is that of defendant Mikva. Third, the statute authorizes suits by United States senators and members of the House of Representatives, irrespective of whether the senators voted for or against the appointment or, in the case of members of the House, voted at all. Fourth, the statute

1980, Chief Judge Browning designated a three-judge district court.

On February 25, 1980, the two defendants moved for summary judgment, with defendant Mikva expressly reserving his defense that the court lacked personal jurisdiction over him. The plaintiff responded on March 28, 1980, by opposing the defendants' motions and himself moving for summary judgment. Oral argument was heard on June 26, 1980. The court ruled from the bench that it was properly convened as a three-judge court.

5. The constitutional question and the more general question of Judge Mikva's qualifications and fitness for judicial office were extensively debated on the floor of the Senate, 125 Cong. Rec. S13342-S13362 (daily ed. Sept. 25, 1979). During the debate, Senator Edward Kennedy introduced two detailed legal memoranda prepared by the Justice Department on the constitutional question, so that the senators would be fully informed. *Id.* at S13360-S13362. Senator McClure made a speech attacking Congressman Mikva's political and social views and advised his colleagues that he would oppose the nomination specifically on that basis, urging them to do the same. *Id.* at S13351-S13353.

provides that suit may be brought either in the United States District Court for the District of Columbia or in any federal district court in the state which the senator or member of the House represents, irrespective of the distance between that state and the District of Columbia and irrespective of any connection between that state and the judicial appointment sought to be challenged.

In short, what the statute appears to authorize is a mechanism whereby a senator or member of the House of Representatives may challenge in a federal court in his or her home state the validity of the judicial appointment of a single person, Judge Mikva. Such a statute has, at one level, an entirely salutary purpose, for it would be antithetical to the rule of law that all government officials, and judges in particular, are pledged to uphold if a federal judge were permitted to take office in violation of the express terms of the United States Constitution. The statute is, however, problematic at quite another level, for under article III of the Constitution federal courts may decide only cases and controversies properly brought before them, by parties with sufficient stake in the dispute to ensure that a decision by the courts is not inconsistent with the limited role the courts must play within our tripartite federal system of government. The fact that the statute makes senators and members of the House, and no others, "enforcers" of the

Constitution in the judicial forum implicates special concerns regarding the separation of powers.

JUSTICIABILITY

The federal courts have consistently exercised care to limit their jurisdiction to the case and controversy requirement of article III. This governing principle is more easily stated than applied, however, since comprehended within the limitations imposed by the terms "cases" and "controversies" are concerns about the proper functioning of courts in dispute resolution and the allocation of power among the three branches of government.

[1] Our initial analysis of the unusual statute before us embraced a full range of inquiry into the various aspects of justiciability.⁶ We conclude, however, that one of its aspects—the requirement of standing—is dispositive. Article III requires that the parties to a lawsuit have "such a personal stake in the outcome of the controversy as to assure that concrete adverseness which sharpens the presentation of issues upon which the court so largely depends for illumination of difficult constitutional questions." *Baker v. Carr*, 369 U.S. 186, 204, 82 S.Ct. 691, 703, 7 L.Ed.2d 663 (1962). The issue confronting us is whether Senator McClure has such a personal stake.

The interpretations of the doctrine of standing are manifold. The Supreme Court

6. The Supreme Court described the concept of justiciability in *Flast v. Cohen*, 392 U.S. 83, 94-95, 88 S.Ct. 1942, 1949-50, 20 L.Ed.2d 947 (1968):

Embodied in the words "cases" and "controversies" are two complementary but somewhat different limitations. In part those words limit the business of federal courts to questions presented in an adversary context and in a form historically viewed as capable of resolution through the judicial process. And in part those words define the role assigned to the judiciary in a tripartite allocation of power to assure that the federal courts will not intrude into areas committed to the other branches of government. Justiciability is the term of art employed to give expression to this dual limitation placed upon federal courts by the case-and-controversy doctrine.

One aspect of justiciability not raised by the parties, but which gave this court some pause, is the possibility that this court has been asked for an advisory opinion, an idea that is inconsistent with the "case" or "controversy" requirement of the Constitution. *Muskraut v. United States*, 219 U.S. 346, 31 S.Ct. 250, 55 L.Ed. 246 (1911).

Although the statute the Senator relies on is facially similar to the statute found ineffective in *Muskraut*, the differences are significant enough to remove the case from the proscriptions of whatever remains of the *Muskraut* rationale. See, e.g., *Northern Cheyenne Tribe v. Hollowbreast*, 425 U.S. 649, 96 S.Ct. 1793, 48 L.Ed.2d 274 (1976); *South Carolina v. Katzenbach*, 383 U.S. 301, 86 S.Ct. 803, 15 L.Ed.2d 769 (1966). Thus, we are not asked for an advisory opinion.

has considered texts and requirements of the form sense that is mined until merits; only certainty that have a protest she suffered provides a between injury and whether merits for state Court has at show a disturbance she may have g., *Jenkins v. 89 S.Ct. 184*. More recent plaintiff must of interests" constitutiona question. A *Service Org. U.S. 150, 90*. In other case a plaintiff must to satisfy the article III. *Id. na Environn U.S. 59, 98* (1978); *Uniting Regul (SCRAP)*, 41 L.Ed.2d 254 have standing strable legal in fact and, ble legal claim person without standing, although in some line may give support based on a right interest through about public *Club v. Mor S.Ct. 1361, 1 Metropolitan Clean Air v. 809, 814 (D.*

has considered the issue in numerous contexts and has expressed the standing requirements in several formulations. Some of the formulations leave one with the sense that standing can never be determined until the case has been tried on the merits; only at that point can one say with certainty that the plaintiff did or did not have a protected legal right or that he or she suffered a wrong for which the law provides a remedy. The distinction between injury "in fact" and injury "in law" and whether either or both remain requirements for standing is not always clear. The Court has at times required that a plaintiff show a distinct "legal interest" before he or she may have standing in federal court. *E. g., Jenkins v. McKeithen*, 395 U.S. 411, 423, 89 S.Ct. 1843, 1849, 23 L.Ed.2d 404 (1969). More recently, the Court has said that a plaintiff must merely be within the "zone of interests" sought to be protected by the constitutional or statutory guarantee in question. *Association of Data Processing Service Organizations, Inc. v. Camp*, 397 U.S. 150, 90 S.Ct. 827, 25 L.Ed.2d 184 (1970). In other cases, the Court has suggested that a plaintiff need only show "injury in fact" to satisfy the personal stake requirement of article III. *E. g., Duke Power Co. v. Carolina Environmental Study Group, Inc.*, 438 U.S. 59, 98 S.Ct. 2620, 57 L.Ed.2d 595 (1978); *United States v. Students Challenging Regulatory Agency Procedures (SCRAP)*, 412 U.S. 669, 93 S.Ct. 2405, 37 L.Ed.2d 254 (1973). A person may thus have standing, despite the lack of a demonstrable legal right, if he can show an injury in fact and, we would surmise, some colorable legal claim. The law is less clear that a person without an injury in fact may have standing, although it appears that at least in some limited circumstances a statute may give such a person a cause of action based on a rationale of enforcing the public interest through private persons concerned about public questions. See, *e. g., Sierra Club v. Morton*, 405 U.S. 727, 732 n.3, 92 S.Ct. 1361, 1364 n.3, 31 L.Ed.2d 636 (1972); *Metropolitan Washington Coalition for Clean Air v. District of Columbia*, 511 F.2d 809, 814 (D.C.Cir.1975); Clean Air Act, 42

U.S.C. § 7604 (Supp. II 1978) (authorizing civil suits by "any person"). But in *Warth v. Seldin*, 422 U.S. 490, 501, 95 S.Ct. 2197, 2206, 45 L.Ed.2d 343 (1975), the Court, in acknowledging that Congress may grant an express right of action that otherwise would be barred on prudential grounds, affirmed that "the plaintiff still must allege a distinct and palpable injury to himself, even if it is an injury shared by a large class of other possible litigants."

[2] In light of the foregoing, we now inquire whether Senator McClure has standing to bring this suit consistent with the requirements of article III. The analysis must be two-fold. First, without reference to any particular statute, does Senator McClure, either as a private individual or as a senator, have a sufficient personal stake in the challenge to Judge Mikva's appointment to give him standing? Second, if Senator McClure does not have a sufficient personal stake under that criterion, has Congress, by the statute under which Senator McClure seeks to sue, properly conferred a sufficient "right" upon him to give him standing and to satisfy the case or controversy requirement of article III?

Without reference to the statute under which Senator McClure seeks to sue, we conclude that a United States Senator, suing in either his individual capacity or his official capacity as a senator, lacks standing to challenge the validity of the appointment of a federal judge. In *Ex Parte Levitt*, 302 U.S. 633, 58 S.Ct. 1, 82 L.Ed. 493 (1937) (*per curiam*), the Supreme Court denied a motion brought by a member of the Supreme Court bar for an order to show cause why Justice Black, then recently appointed to the Supreme Court, should be permitted to serve as a Justice. The challenge was based on the Ineligibility Clause, the same constitutional provision relied upon by Senator McClure in this suit. In denying the motion for lack of standing, the court said that "[i]t is an established principle that to entitle a private individual to invoke the judicial power to determine the validity of executive or legislative action he must show that he has sustained or is immediately in

danger of sustaining a direct injury as the result of that action and it is not sufficient that he has merely a general interest common to all members of the public." 302 U.S. at 634, 58 S.Ct. at 1. As a private individual, then, it seems that Senator McClure does not have sufficient personal interest in the validity of Judge Mikva's appointment to have standing in federal court.

[3] Senator McClure contends, however, that his special duties and responsibilities as senator gave him standing to challenge the appointment. The precise nature of a legislator's standing to sue in federal court is a matter of no small importance, for a readier access to courts by legislators, as legislators, is likely to give the courts increased opportunity and obligation to decide matters of public importance that might previously have been left to the legislative and executive branches. It is nevertheless the case that, in at least some circumstances, a legislator does have standing to sue as a legislator when he or she would not have standing as an individual. The touchstone is whether the legislator's interest in "maintaining the effectiveness of [his] votes" is sufficient to confer standing to challenge an action impairing that effectiveness. *Coleman v. Miller*, 307 U.S. 433, 438, 59 S.Ct. 972, 975, 83 L.Ed. 1385 (1939). In *Coleman*, the Supreme Court held that a group of Kansas legislators had standing to challenge both the right of the state's lieutenant governor to break a tie vote in the state senate, and the efficacy of the state's attempted ratification of an amendment to the United States Constitution which the state legislature had previously rejected. This principle has re-emerged in a recent case in the District of Columbia Circuit, in which Senator Kennedy was held to have standing to challenge President Nixon's pocket veto of a health care bill during a congressional recess.

7. See also *Harrington v. Bush*, 553 F.2d 190 (D.C.Cir.1973) (member of House of Representatives lacks standing to seek declaratory judgment prohibiting certain illegal activities by Central Intelligence Agency); *Harrington v. Schlesinger*, 528 F.2d 455, 459 (4th Cir. 1975) (members of House of Representatives lack standing to challenge expenditure of funds for

military action in Southeast Asia); *Holtzman v. Schlesinger*, 484 F.2d 1307, 1315 (2d Cir. 1973) (member of House of Representatives lacks standing to seek declaratory judgment prohibiting military action in Cambodia).

It is difficult to see how Senator McClure can argue that the effectiveness of his vote is impaired by the appointment of former-Congressman Mikva to the federal bench. Senator McClure had the opportunity to persuade his colleagues to vote against the confirmation and, in the conscientious performance of his duties, Senator McClure did just that.⁸ That he and like-minded senators did not prevail in the Senate does not mean that the effectiveness of Senator McClure's vote was impaired within the meaning of *Coleman v. Miller*. It means merely that he was on the losing side. Certainly no one would contend, and we do not understand Senator McClure to contend, that the losing senators in any vote should automatically have the right to appeal to a federal court for a determination of the correctness of the result approved by the majority of their colleagues. If this were the case, federal courts would on such occasions be little more than legal advisors to the Congress, whose counsel could be obtained at the instance of any single member of that body. This would, of course, amount to the giving of advisory opinions that, whatever their desirability in a particular case, we are forbidden to provide. Thus, at least without a statute authorizing such suits, Senator McClure lacks standing to challenge, either as an individual or as a Senator, the appointment of former Congressman Mikva to the Court of Appeals.

8. See note 4, *supra*.

We must then, of the which Senator difficult to consistent with a "right" federal court of the House to procure. protecting the vote under the, for it p senators who as to those t, therefore, the standing to r representatives, pointment at at least insofar the House is Judge Mikva to the bench House.

Thus, we h with aid of t on which he standing to dential consid ing proper containing it sphere. The other branch how well-int the federal abilities that ture or the of the statu the roles, its the branches

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We must therefore consider the effect, if any, of the jurisdictional statute under which Senator McClure seeks to sue. It is difficult to see how this statute may, consistent with article III, confer upon a senator or member of the House of Representatives a "right" to seek a decision from a federal court that such a senator or member of the House would otherwise be powerless to procure. The statute is not premised on protecting the effectiveness of a legislator's vote under the rationale of *Coleman v. Miller*, for it purports to grant standing to senators who voted for Judge Mikva as well as to those who voted against him. Furthermore, the statute purports to grant standing to members of the House of Representatives, who had no vote on the appointment at all. And we see no relevance, at least insofar as standing for members of the House is concerned, in the fact that Judge Mikva was, before his appointment to the bench, himself a member of the House.

Thus, we hold that Senator McClure, even with aid of the special jurisdictional statute on which he seeks to rely, does not have standing to bring this suit. The jurisprudential considerations go beyond simply setting proper limits on judicial power and containing its exercise within its rightful sphere. They serve also to protect against other branches of government, no matter how well-intentioned, voluntarily ceding to the federal judiciary powers and responsibilities that rightfully belong to the legislature or the executive. At bottom, the vice of the statute before us is its muddling of the roles, its blurring of the lines between the branches of government.

Members of Congress are the democratically-elected representatives of the people, chosen by them to enact the laws of the United States, to advise and consent to the appointment of policy-makers in the executive branch and judges in the judicial branch, and to perform certain other functions prescribed by the Constitution. The

9. Since we have determined that plaintiff McClure does not have standing to bring this suit, we do not reach the question of personal

statute under which Senator McClure brings this suit casts members of Congress in the role of special attorneys general, to plead before this court for a second opinion as to whether their judgments were right in voting for or against the confirmation of Judge Mikva. Under the Constitution, it was the duty of Congress itself, in the first instance, to determine Judge Mikva's qualifications both on the merits and on the issue of whether he was constitutionally eligible to serve as a judge. To allow members of Congress to change hats, as it were, to plead the unconstitutionality of their own acts before this court on the basis of an argument already debated in the Senate but lost there by vote, would, we suggest, set a dangerous precedent. We find that this court does not have jurisdiction, and we accordingly dismiss.⁹



Jennifer RENNER, a minor, by her parent and natural guardian, Patricia Renner and Patricia Renner in her own right

v.

Martin and Mary LICHTENWALNER.

Civ. A. No. 78-3219.

United States District Court,
E. D. Pennsylvania.

May 6, 1981.

In a personal injury and diversity action, the District Court, Troutman, J., held that Pennsylvania's rule that in action for monetary relief for bodily injury court shall add, to amount of compensatory damages and verdict, damages for delay at ten percent is applicable to diversity actions in federal court.

Judgment amended.

jurisdiction over Judge Mikva nor any of the other issues raised by the parties.

UNITED STATES
REPORTS

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judgment as to the validity of a state law on which the state courts have not yet had an opportunity to speak and on behalf of parties against whom the law has not yet been applied. I would reverse and remand with directions to do now what should have been done initially.

No. 81-186. *MCCLURE, UNITED STATES SENATOR v. REAGAN, PRESIDENT OF THE UNITED STATES, ET AL.* Affirmed on appeal from D. C. Idaho. JUSTICE REHNQUIST took no part in the consideration or decision of this case. Reported below: 513 F. Supp. 265.

Appeals Dismissed

No. 81-477. *WITTE v. BAR COMMITTEE OF THE TWENTY-FIRST JUDICIAL CIRCUIT.* Appeal from Sup. Ct. Mo. dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari denied. Reported below: 615 S. W. 2d 421.

No. 81-5422. *CRANE v. ROSS ET AL.* Appeal from C. A. 7th Cir. dismissed for want of jurisdiction. Treating the papers whereon the appeal was taken as a petition for writ of certiorari, certiorari denied. Reported below: 645 F. 2d 78.

No. 81-478. *RABIDEAU v. ATTORNEYS BOARD OF PROFESSIONAL RESPONSIBILITY OF WISCONSIN.* Appeal from Sup. Ct. Wis. dismissed for want of substantial federal question. Reported below: 102 Wis. 2d 16, 306 N. W. 2d 1.

No. 81-524. *JOHNSON v. KERR-MCGEE OIL INDUSTRIES, INC.* Appeal from Ct. App. Ariz. dismissed for want of substantial federal question. Reported below: 129 Ariz. 393, 631 P. 2d 548.

No. 81-505. *CAFFIERO ET UX. v. BOARD OF EDUCATION OF PISCATAWAY TOWNSHIP ET AL.* Appeal from Sup. Ct. N. J. dismissed for want of substantial federal question. JUSTICE BRENNAN and JUSTICE STEVENS would note probable jurisdiction and set case for oral argument. Reported below: 86 N. J. 308, 431 A. 2d 799.

WMFO 161D-HQ-1077114
RLW:rlw

U.S. DEPARTMENT OF JUSTICE

PUBLIC INTEGRITY SECTION
Criminal Division
1400 New York Avenue, N.W.
Washington, D.C.

On September 8, 1994, Investigative Assistant (IA) [redacted] caused a search to be made of the files of the U.S. Department of Justice (DOJ), Criminal Division, Public Integrity Section, Washington, D.C., concerning the appointee ABNER JOSEPH MIKVA and was advised of the following:

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[redacted] Case Management Technician, Public Integrity Section, DOJ, advised IA [redacted] that a search of the files concerning the appointee MIKVA was met with negative results.

1

WMFO 161E-HQ-1077114
RLW:rlw

RECORD CHECK

ADMINISTRATIVE OFFICE OF THE
U.S. COURTS
Office of Program Assessment
1 Columbus Circle, N.E.,
Washington, D.C.

On September 8, 1994, Investigative Assistant (IA) [redacted] contacted the ADMINISTRATIVE OFFICE OF THE U.S. COURTS, Office of Program Assessment, Washington, D.C., concerning the appointee ABNER JOSEPH MIKVA and was advised of the following:

[redacted] AOUSC, advised IA [redacted] that a search of the files concerning the appointee MIKVA was met with negative results.

It should be noted that the Office of the Program Assessment is responsible for all internal investigations within the Federal courts and its functions are equivalent to that of an Office of Inspector General.

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WMFO 161D-HQ-1077114
DF

BAR MEMBERSHIP

OFFICE OF BAR COUNSEL AND GRIEVANCES
515 Fifth Street, N.W.
Building A
Washington, D.C.

On September 8, 1994, Investigative Assistant (IA) [] contacted the OFFICE OF BAR COUNSEL AND GRIEVANCES, 515 Fifth Street, Build A, N.W., Washington, D.C., concerning ABNER JOSEPH MIKVA and was advised of the following:

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[] Receptionist, advised IA [] that a review of the files disclosed that the appointee is a member in good standing, and there are no grievances on file which have resulted in disciplinary action.

It is noted that the Bar Counsel will not release any information regarding complaints against attorneys which are currently being investigated, or which do result in administrative action, suspension, or disbarment.

1

WMFO 161D-HQ-1077144
DF

BAR MEMBERSHIP

DISTRICT OF COLUMBIA BAR
1250 H Street, N.W.
Washington, D.C.

On September 6, 1994, Investigative Assistant (IA) [REDACTED] contacted the DISTRICT OF COLUMBIA BAR (D.C. BAR), 1250 H Street, N.W., Washington, D.C., concerning ABNER JOSEPH MIKVA.

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[REDACTED] Membership, Records and Information Clerk, D.C. BAR, advised IA [REDACTED] that a search of the files concerning the appointee revealed the following:

On December 8, 1978, ABNER JOSEPH MIKVA was admitted to the D.C. BAR and is an active member.

No derogatory information, nor any additional pertinent information was provided.

WMFO 161D-HQ-1077114
PSD:psd

FEDERAL ELECTION COMMISSION (FEC)

999 E Street, N.W.
Washington, D.C.

On September 12, 1994, [] Office of General Counsel, FEC, advised Investigative Assistant (IA) [] that a review of records revealed MUR (Matter Under Review) #871 regarding ABNER JOSEPH MIKVA.

On September 12, 1994, IA [] reviewed the records at FEC and obtained the following information:

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MUR #871

COMPLAINANT National Right to Work Committee (NRWC),
[]

RESPONDENT Abner Joseph Mikva
Citizens for Mikva

On 11/22/78, FEC opened a MUR alleging that ABNER JOSEPH MIKVA and his principal campaign committee exceeded the \$5000 contribution limitation by accepting \$17,000 from various union Political Action Committees (PAC) "controlled by the AFL-CIO.

FEC found that each individual international union PAC may contribute up to \$5000 per election. FEC found no reason to believe that the Act had been violated and the file was closed as of December 19, 1978.

No additional information available.

161D-HQ-1077114
DF

RECORD CHECK

UNITED STATES DEPARTMENT OF THE TREASURY
United States Secret Service
Investigative Support and Research Division
1800 G Street, Northwest
Washington, D.C.

On September 7, 1994, Investigative Assistant (IA) [redacted] contacted the U.S. Department of the Treasury, U.S. Secret Service (USSS), Investigative Support and Research Division (ISRD), Washington, D.C. concerning ABNER JOSEPH MIKVA.

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On September 8, 1994, [redacted] ISRD, advised IA [redacted] that a search of the files concerning the appointee was met with negative results.

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WMFO 161D-HQ-1077114
MLH:mlh

U.S. ATTORNEY'S OFFICE
555 4th Street, N.W.,
Washington, D.C.

[] On August 27, 1994, Investigative Assistant (IA) [] submitted a request for a search to be conducted regarding ABNER MIKVA.

[] On September 9, 1994, IA [] was contacted by [] U.S. Attorney's Office, Liaison of the Pending and Closed Cases of the NARCOTICS, PUBLIC CORRUPTION, ECONOMIC CRIME, TRANSNATIONAL/MAJOR CRIMES UNIT, of the above captioned agency. [] advised that no identifiable record could be located regarding ABNER MIKVA.

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[] On August 12, 1994, IA [] was contacted by [] U.S. Attorney's Office, Liaison of the Pending and Closed Cases of the Civil Division. [] advised that no identifiable record could be located regarding ABNER MIKVA.

It should be noted that the index system of the Civil Division, U.S. Attorney's Office, contains only names of plaintiffs, except in Civil Actions brought by the United States against a particular defendant. Suits against government employees who are represented by the United States Attorney would be files by plaintiff's name and docket number.

36

WMFO 161D-HQ-1077114
KLC:klc

RECORD CHECK

UNITED STATES ATTORNEY'S OFFICE
Eastern District of Virginia
1101 King Street, Suite 502
Alexandria, Virginia

On September 7, 1994, [REDACTED] Records/Database Manager, United States Attorney's Office (USAO), Eastern District of Virginia, 1101 King Street, Suite 502, Alexandria, Virginia, contacted Investigative Assistant (IA) [REDACTED] via facsimile concerning ABNER JOSEPH MIKVA.

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[REDACTED] advised that a search of their computerized records (PROMIS), which covers the period from 1985 to the present and encompasses the Alexandria, Newport News, Norfolk, and Richmond regional areas in addition to the United States Magistrate Courts, disclosed no record concerning ABNER JOSEPH MIKVA.

[REDACTED] further advised that an additional search of their Index Card System which covers the period prior to the year 1985, at the United States Attorney's Office, Alexandria, Virginia, also revealed no record concerning ABNER JOSEPH MIKVA.

WMFO 161D-HQ-1077114
MLH:psd

DRIVER'S RECORD

DEPARTMENT OF TRANSPORTATION
Bureau of Motor Vehicle Services
District of Columbia Government
301 C Street, N.W.
Washington, D.C.

On September 7, 1994, Investigative Assistant (IA)
[REDACTED] searched the computerized records of the
DEPARTMENT OF TRANSPORTATION, Bureau of Motor Vehicle Services,
for the District of Columbia Government and determined that no
traffic record could be located concerning the applicant, ABNER
JOSEPH MIKVA.

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OPERATORS PERMIT: 394165242
CLASS: D
EXPIRES: 01/18/96

No further investigation being conducted at WMFO.

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WMFO 161D-HQ-1077114
MLP:mlp

NATIONAL PARK SERVICE (NPS)
U.S. Park Police Department (PKPD)
1100 Ohio Drive,
Washington, D.C.

On September 7, 1994, Investigative Assistant (IA) []
[] caused a search to be made of the records of the
above captioned agency concerning the appointee, ABNER JOSEPH
MIKVA. [] Clerk of the agency reviewed the records
and advised that no identifiable Adult Criminal record could be
located regarding the appointee.

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WMFO 161D-HQ-1077114

KMP:kmp

1

RECORD CHECK

FAIRFAX COUNTY POLICE DEPARTMENT
10600 Page Avenue
Fairfax, Virginia

On September 7, 1994, Investigative Assistant (IA) caused a search to be made of the files of the FAIRFAX COUNTY, VIRGINIA, POLICE DEPARTMENT, at the captioned address, and was advised that no record was located concerning ABNER JOSEPH MIKVA.

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It should be noted that only class 3 and 4 misdemeanors subsequent to July 1, 1973, are available and that this record check request is restricted to Offenses NOT REPORTABLE to the CRIMINAL RECORDS EXCHANGE (CCRE). Unauthorized dissemination will subject the disseminator to criminal and civil penalties.

WMFO 161D-HQ-1077114
KLC:klc

ARREST CHECK

ALEXANDRIA POLICE DEPARTMENT
2003 Mill Road
Alexandria, Virginia

On September 8, 1994, Investigative Assistant (IA [redacted])
[redacted] searched the files of the Alexandria, Virginia Police
Department and determined that no record could be located
concerning ABNER JOSEPH MIKVA, DOB: 1/21/26.

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It should be noted that at all times an indefinite
number of manual records are out of file and an accurate search
cannot be conducted.

WMFO 161D-HQ-1077114

JSC:jsc

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RECORD CHECK

ARLINGTON COUNTY POLICE DEPARTMENT
2100 North 15th Street,
Arlington, Virginia

On September 6, 1994, Investigative Assistant (IA) [REDACTED]
[REDACTED] caused a search to be made of the files of the
Arlington County Police Department, Arlington, Virginia,
regarding ABNER JOSEPH MIKVA and no record was located.

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It is to be noted that at all times an indefinite
number of records are out of file and an accurate search cannot
be made.

WMFO 161B-HQ-1077114

SEF:sef

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LAW ENFORCEMENT AGENCIES

On September 6, 1994, query was made of the Washington Area Law Enforcement System (WALES) computer and it was determined that no record was located at the Metropolitan Police Department concerning the appointee.

On September 6, 1994, a computerized check of the Central Criminal Records Exchange (CCRE/VCIN), Virginia State Police (VSP), Richmond, Virginia, failed to reflect any information identifiable with the appointee.

On September 6, 1994, a computerized check of the Department of Motor Vehicles, Richmond, Virginia, revealed no derogatory information concerning the appointee.

It is noted that at all times an indefinite number of unidentified records may not be in the computer and not available for review.

438

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MILWAUKEE	OFFICE OF ORIGIN BUREAU	DATE 9/13/94	INVESTIGATIVE PERIOD 9/12-9/13/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: iw
		CHARACTER OF CASE SPIN	

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REFERENCE: Bureau facsimiles, dated 8/31/94 and 9/12/94 and MW teletype, dated 9/8/94.

-RUC-

ADMINISTRATIVE: All persons interviewed were advised of the provisions of the Privacy Act. Express promises of confidentiality have not been granted.

APPROVED SPECIAL AGENT IN CHARGE COPIES MADE: ② - Bureau 1 - Milwaukee (161D-HQ-1077114) <div style="text-align: center; font-size: 1.5em; font-weight: bold;">CO DESTROYED</div>	DO NOT WRITE IN SPACES BELOW <div style="height: 150px; border: 1px solid black; position: relative;"> <div style="position: absolute; bottom: 10px; right: 10px; font-size: 2em; font-weight: bold;">301</div> </div>																															
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th colspan="5" style="text-align: left; padding: 2px;">DISSEMINATION RECORD OF ATTACHED REPORT</th> <th rowspan="6" style="width: 15%; vertical-align: top; padding: 2px;">Notations</th> </tr> <tr> <td style="width: 20%; padding: 2px;">Agency</td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> <td style="width: 10%;"></td> </tr> <tr> <td style="padding: 2px;">Request Recd.</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td style="padding: 2px;">Date Fwd.</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td style="padding: 2px;">How Fwd.</td> <td></td> <td></td> <td></td> <td></td> </tr> <tr> <td style="padding: 2px;">By</td> <td></td> <td></td> <td></td> <td></td> </tr> </table>		DISSEMINATION RECORD OF ATTACHED REPORT					Notations	Agency					Request Recd.					Date Fwd.					How Fwd.					By				
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA
Date: September 13, 1994

Office: MILWAUKEE

b6
b7C

Field Office File #: 161D-HQ-1077114

Bureau File #:

Title: ABNER JOSEPH MIKVA

Character: SPECIAL INQUIRY

Synopsis:

Associates spoke favorably and highly recommend.

161D-HQ-1077114
RCL:sms

ASSOCIATES

On September 12, 1994, LEONARD ZUBRENSKY, Senior Law Partner, ZUBRENSKY, PADDEN, HORWITZ AND WEIR, 828 North Broadway, Milwaukee, Wisconsin, Suite 410, telephone number 414/276-4557, was contacted and he advised as follows:

ZUBRENSKY stated that he has known the appointee, ABNER MIKVA, since they both attended the University of Wisconsin-Madison in 1946. He said he also served as best man at the appointee's wedding and he advised that to the present date he maintains constant touch with MIKVA.

He advised that MIKVA possesses a marvelous character and reputation and that he is at the very top when it comes to honesty and trustworthiness. He stated that MIKVA is morally sound and a loyal citizen of the United States and its form of Government. He said that the appointee has very high enthusiasm and integrity and has served as an instructor in law school, spoken throughout the country on legal matters, and also served for several years in Congress.

He said that MIKVA gets along very well with others, that he definitely lives within his financial means, and that he is not a known abuser of alcohol or prescription drugs, nor did he associate him in any way, with illegal drugs. He stated that MIKVA is not one to harbor a bias or prejudice against anyone based upon sex, race, color, religion, national origin, nor the handicapped or aged. He said that he was unaware of any activity or conduct in the appointee's background which might subject him to influence, pressure, coercion or compromise, and/or might impact negatively on his character, reputation, judgment or discretion, and he concluded by advising that he very highly recommends MIKVA for a position of trust and confidence with the United States Government.

161D-HQ-1077114
RCL/kde

On September 12, 1994, JOHN W. REYNOLDS, United States Federal District Court (USFDC) Judge, Eastern District of Wisconsin (EDW), 517 East Wisconsin Avenue, Milwaukee, Wisconsin, Room 296, (414) 297-3188, was contacted and he advised as follows:

He stated he has known the appointee ABNER MIKVA since at least 1960 and that his relationship to MIKVA is both professional and social. He advised he knew MIKVA when he served in the Illinois State Legislature and then in the Congress and as a Federal Judge. He stated MIKVA has an outstanding character and reputation and that he is acquainted with several of his friends and associates, and he advised they are all fine people. He said the appointee is very honest and trustworthy as well as morally sound and a loyal citizen of the United States. He stated MIKVA is extremely able and capable, and that he has a first rate mind. He stated, to the best of his recollection, MIKVA graduated at or near the top of his class from the University of Chicago Law School. He noted one of the best assets of the appointee is that he possesses excellent judgment. He advised the appointee lives within his financial means, and he is not a known abuser of alcohol or prescription drugs nor did he associate him, in any way, with illegal drugs. He said that MIKVA is not known to harbor a bias or prejudice against any groups or individuals. He stated he was unaware of any activity or conduct in the appointee's background which might subject him to influence, pressure, coercion or compromise and/or would impact negatively on his character, reputation, judgment or discretion. He also stated the President is getting a good man, and that he highly recommends him for a position of trust and confidence with the United States Government.

161D-HQ-1077114
MJF/kde

The following investigation was conducted at Madison, Wisconsin on September 12, 1994, by Special Agent (SA) [redacted]
[redacted]

[redacted] (date of birth [redacted], Attorney-at-law, LA FOLLETTE and SINYKIN, 1 East Main Street, Madison, Wisconsin, [redacted] was interviewed concerning appointee.

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[redacted] advised that he has known appointee both professionally and socially for approximately 25 years. [redacted] knows of no mental or physical health problems regarding appointee; knows of no use of illegal drugs or abuse of alcohol or prescription medications; knows appointee to be financially responsible and knows of no biases or prejudices of any nature concerning appointee.

[redacted] described appointee's character as incorruptible; stated appointee's associates are all people of excellent repute and that appointee's personal as well as professional reputation is sterling, a person of ethics and propriety.

[redacted] knows of no reason to question appointee's loyalty to the United States; believes that appointee is suitable for a position with access to sensitive and/or classified information and would recommend appointee for a position of trust and confidence with the United States Government.

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[redacted] who was aware of the position for which appointee is being considered, stated that appointee is very well qualified for the position and possesses the necessary abilities to be effective. He was unaware of any information or incident of a derogatory nature which could be used to coerce or blackmail appointee.

53053

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE OMAHA	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/9/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA [redacted]	TYPED BY: jja
		CHARACTER OF CASE SPIN BUDED: 9/12/94	

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REFERENCE: WMFO teletype to the Bureau dated 9/8/94.

-RUC-

ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.



General indices at Omaha are negative regarding the appointee.

(Fax reg'd 9/12)

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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		<i>[Handwritten signature]</i>			
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Date Fwd.					
How Fwd.					
By					



UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA [REDACTED]
Date: September 12, 1994
Field Office File #: OM 161D-HQ-1077114
Title: ABNER JOSEPH MIKVA

Office: OMAHA

Bureau File #:

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Character: SPIN

Synopsis: [REDACTED] was interviewed and appointee's membership was
verified.

-RUC-

DETAILS:

REFERENCE

The following investigation was conducted by Special Agent (SA) [redacted] on September 9, 1994, at Iowa City, Iowa:

Professor [redacted] Political Science Department, University of Iowa 108 Schaefer Hall, Iowa City, Iowa, telephone number [redacted] home address [redacted] [redacted] Iowa, telephone number [redacted] advised the following:

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[redacted] advised that he has known the appointee for approximately four years, having met the appointee as a member of the steering committee of the East-West Parliamentary Project (EWPP) of which both were members. [redacted] advised that EWPP is sponsored by the Ford Foundation and other similar foundations and was formed to assist parliament in development of parliamentary procedures and organization of new democracies of Eastern Europe. The EWPP was formed in 1990.

[redacted] advised that his knowledge of the appointee comes entirely in the form of a business relationship in association with the EWPP. [redacted] advised that the appointee is a first rate individual and a scholar. [redacted] advised that he does not know any associates of appointee, but believed the appointee's associates would be very similar to the appointee. [redacted] believes the appointee's reputation is first rate, knows the appointee to be a chief judge, a scholar, and a very distinguished person. [redacted] knows the appointee is a very loyal person and especially loyal to the United States. [redacted] does not believe the appointee holds any biases or prejudices at all.

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[redacted] does not believe the appointee abuses alcohol, although he has observed the appointee have a glass of wine at dinner. [redacted] advised that he believed the appointee to be very health conscious. [redacted] advised that to his knowledge, the appointee does not use illegal drugs and does not abuse prescription drugs.

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[redacted] knows nothing in regards to the appointee's financial responsibilities and could not comment further in regards to that.

[redacted] knows nothing or is aware of anything in the appointee's background which could be used to subject the

OM 161D-HQ-1077114

appointee to influence, pressure, coercion, or compromise which would impact negatively on the appointee's character, reputation, judgment, or discretion.

advised that he would most definitely recommend the appointee for this position.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE BOSTON	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/12/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: tje
		CHARACTER OF CASE SPIN	

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REFERENCE: FBIHQ teletype to Boston dated 9/7/94.

-RUC-

ADMINISTRATIVE: A review of Boston's general and computer indices regarding the candidate failed to locate any identifiable information.

All persons interviewed were furnished the appropriate provisions of the Privacy Act. No express promises of confidentiality have been granted.

APPROVED <i>RSS</i> <i>BOS</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW						
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By					A*			

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA [REDACTED]

Office: BOSTON, MA

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b7C

Date:

September 12, 1994

Field Office File #: 161D-HQ-1077114

Bureau File #: 161D-HQ-1077114

Title:

ABNER JOSEPH MIKVA

Character:

SPIN

Synopsis:

Judge, U.S. District Court, Boston, Massachusetts
comments favorably and recommends.

-RUC-

DETAILS:

ASSOCIATE

On September 12, 1994, Judge PATTI SARIS, U.S. District Court, Boston, Massachusetts, telephone number: (617) 223-4831, stated that she has known the appointee, ABNER JOSEPH MIKVA, since 1980. This would have been just months after he has been elevated to a position of a Judge on the U.S. Court of Appeals in Washington, D.C. She was working for Senator EDWARD KENNEDY as a Senate Staff Person at that time. She advised that she has known the appointee professionally, personally and socially. She noted that the appointee was a Congressman from Illinois and he left to become a judge in Washington, D.C. She stated that she worked closely with the appointee over a two year period when they wrote a book together. The title of this book was "Congress, the First Branch of Government", which was published in 1983. She stated that while they were writing the book, which took two years, from 1981 to 1983, she would go over to the appointee's house and got to know the appointee's wife and children.

She described the appointee as a most wonderful human being and stated that he was very helpful and supportive in her career and that she is now a Federal Judge. She considers the appointee to be trustworthy, reliable, a loyal American citizen. She does not know the appointee to associate with disreputable persons and he has a high standing in the community with respect to his reputation. She stated that he is a very capable individual who does not exhibit any bias or prejudice towards anyone. She stated that he is financially responsible, living within his means and he does not use illegal drugs or abuse alcohol or prescription drugs.

She stated that she would absolutely recommend the appointee for a position of trust and responsibility with the Government.

She added that the appointee is loved in Chicago and Washington, D.C., and the judiciary.

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FEDERAL BUREAU OF INVESTIGATIONb6
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REPORTING OFFICE CHICAGO	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/7/94 - 9/12/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY: rcb
		CHARACTER OF CASE SPIN	

(X) 11

~~CONFIDENTIAL~~

REFERENCE: Bureau airtel dated, 8/30/94; and Bureau teletype, dated 9/7/94.

- RUC -

ADMINISTRATIVE: Where appropriate, Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality have not been granted.

Chicago General indices reflect the appointee was the subject of a 1979 main file, Chicago file 77-22636, which was a previous background investigation. This file noted numerous references to the appointee in Chicago file 100-31908, which was

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CLASSIFIED BY G-3
DECLASSIFY QADR~~

(Fax rec'd 9/12)

APPROVED WDB/B	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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By					

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~~CONFIDENTIAL~~

161D-HQ-1077114

a consolidated (dead) file. This file contained a closing communication, dated 10/23/62, from an investigation of [redacted] in Chicago file [redacted] which advised the appointee was the Democratic State Representative to the Illinois General Assembly from the 23rd District, and because of his political activities, numerous references to him were consolidated into CG 100-31908. This communication explained the appointee was extremely active in championing Negro Rights and civil liberties, and his candidacy was supported by the Communist Party (CP) in his district because of his "liberal" views in regard to racial equality and civil liberties. This communication added there was no concrete indication the appointee was aware of the CP support or that he solicited their support, and opined that he had no subversive tendencies.

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Chicago General indices reflected no new references to the appointee since his previous background investigation.

Chicago General indices are negative regarding the appointee's relatives.

~~CONFIDENTIAL~~

B*

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA [REDACTED]
Date: September 12, 1994

Office: CHICAGO

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b7C

Field Office File #: 161D-HQ-1077114

Bureau File #: 161D-HQ-1077114

Title: ABNER JOSEPH MIKVA

Character: SPECIAL INQUIRY

Synopsis: Employment at ILLINOIS BOARD OF ETHICS verified.
Employment as a researcher for the ILLINOIS APPELLATE COURT,
First District, Chicago, Illinois, not officially verified.
References interviewed and highly recommend. Arrest checks
negative for the appointee. UNITED STATES ATTORNEY'S OFFICE
check set forth.

- RUC -

DETAILS:

The following investigation was conducted by Special
Agent (SA) [REDACTED] unless otherwise noted.

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EMPLOYMENT:

**ILLINOIS BOARD OF ETHICS
160 NORTH LA SALLE STREET
CHICAGO, ILLINOIS
FEBRUARY 26, 1973 TO NOVEMBER 12, 1973**

On September 9, 1994, [] Executive Director, ILLINOIS BOARD OF ETHICS, 160 North La Salle Street, Chicago, Illinois, telephone number [] verified the above-listed employment for the appointee. [] advised the appointee was the first Chairman of the BOARD OF ETHICS and was appointed under Executive Order 73-4 by then Governor DAN WALKER. [] advised the appointee's job as Chairman was not a paid position. He left the position to run for Congress. [] advised a press release from the ILLINOIS GOVERNOR'S OFFICE, dated December 19, 1972, stated the appointee was to commence his new position as Chairman on February 26, 1973. [] advised the appointee resigned his position on November 12, 1973, in order to run for Congress. [] advised he joined the staff of the BOARD OF ETHICS in January, 1974, and the appointee had just left the BOARD, not in November, 1974, as listed on the appointee's SF-86. [] advised there is no one currently at the BOARD OF ETHICS who worked with the appointee.

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**ILLINOIS APPELLATE COURT
FIRST DISTRICT, CIVIC CENTER
CHICAGO, ILLINOIS
SEPTEMBER, 1949 TO JUNE, 1951**

On September 9, 1994 [] Assistant Director of the Administration Office, ILLINOIS COURTS, Springfield, Illinois, telephone number [] advised that payroll records only go back to the 1960s and no records could be located to verify the appointee's above-listed employment. [] advised that payroll records indicate the appointee's listed supervisor, Judge ULYSSES S. SCHWARTZ, became a judge in Superior Court in 1939 and went to the Appellate Court in 1950. [] advised he could provide no further information.

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UNIVERSITY OF CHICAGO LAW SCHOOL
1111 EAST 60TH STREET
CHICAGO, ILLINOIS
APRIL THROUGH JUNE, 1992
APRIL THROUGH JUNE, 1993

[redacted] Administrator of the Law School,
UNIVERSITY OF CHICAGO, Chicago, Illinois, telephone [redacted]
advised law school records reflect the appointee was employed as
a visiting lecturer during the above two time periods. During
each of the two school quarters, he taught a course once a week.
He was paid \$15,000 for each quarter.

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REFERENCE:

On September 8, 1994, Professor [redacted] Provost, UNIVERSITY OF CHICAGO, [redacted] Illinois, telephone number [redacted] advised he first met the appointee 20 years ago when the appointee was a member of Congress and [redacted] invited him to speak at the UNIVERSITY OF CHICAGO. [redacted] advised he has gotten to know the appointee well over the past 10 years. When [redacted] was dean of the law school, he invited the appointee to teach a course on the legislative process once a week for one quarter at a time, for which the appointee was possibly paid an honorarium fee only. The appointee has also been an advisor to the law school over the last eight (8) years.

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[redacted] described the appointee as a remarkable person, of the highest integrity and character. He added he knows no one of higher character than the appointee. [redacted] had no concern about the appointee's choice of associates and noted they include well-regarded people in the legal and governmental communities. The appointee has an excellent reputation and is recognized in the legal community as truly a person of high quality and someone who has excelled as a judge and as a human being. [redacted] had "absolutely" no doubt about the appointee's loyalty to the United States or the Constitution. Likewise he had no concern about the appointee's ability to maintain confidentiality regarding sensitive information. He described the appointee's technical skills as excellent.

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[redacted] advised the appointee is very tolerant and does not harbor any bias or prejudice toward any group, race or gender. He has modest tastes and is responsible regarding his personal finances. [redacted] has been with the appointee in social settings and had no knowledge or concern that the appointee ever abused alcohol or prescription drugs, or would use, purchase or sell illegal drugs. [redacted] had no knowledge or concern of any concealed conduct on the part of the appointee which could negatively affect his suitability to hold a position of trust.

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[redacted] advised the appointee is a "splendid appointment" by President CLINTON and he could not imagine anyone better for the position. He "absolutely" recommended the appointee for any position of trust with the Government based on his wonderful legal skills, experience in Congress, and his character and integrity.

On September 8, 1994, Professor [redacted] UNIVERSITY OF CHICAGO LAW SCHOOL, Chicago, Illinois, telephone number [redacted] [redacted] advised she has known the appointee since 1986, when she worked for him as a judicial clerk for a year on the Washington, D.C., Circuit Court. [redacted] has maintained contacts

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and friendship with the appointee and they see each other two (2) to three (3) times a year. [] described the appointee as the "best boss in the entire world." She learned a lot about the law, governmental process and the legality of administrative actions. Additionally, the appointee is a very warm, concerned, and thoughtful person whose trustworthiness, honesty and integrity are without question. [] did not know the appointee's personal friends, but advised he got along well with the other judges on the Circuit Court and was the best on the Court in bridging the gap between the different political camps on the Court. He has an excellent reputation and people consider him to be a "super" judge. [] added that people in Hyde Park and the UNIVERSITY OF CHICAGO still remember him well and highly regard him from when he was a congressman representing that District. [] did not doubt the appointee's loyalty to the United States or the Constitution and had no concerns about his ability to maintain confidentiality regarding sensitive information. She described his legal abilities and judicial temperament as "superb".

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[] advised the appointee has never displayed any bias or prejudice against any group, race or gender. He seemed to be responsible regarding his finances. She had no knowledge or concern that he ever abused alcohol or prescription drugs or would ever use, purchase or sell illegal drugs. [] knew of no concealed conduct on the part of the appointee which could be used to coerce or negatively reflect on him. She knew of no derogatory information about the appointee and very highly recommended him for a position of trust with the Government based on his integrity, legal ability, and political judgment.

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On September 8, 1994, HUBERT WILL, Senior Judge, UNITED STATES DISTRICT COURT, Northern District of Illinois, Chicago, Illinois, telephone numbers (312) 435-5610 and (814) 646-3771, advised he has known the appointee since the 1940s, when they were neighbors on the south side of Chicago. WILL supported the appointee when he was elected to the Illinois State Legislature.

WILL maintains frequent contact with the appointee and sees him several times each year. He characterized the appointee as very personable, warm, and a good person. He is very bright and has had a distinguished career since law school. WILL advised the appointee is one of his best friends and is of the highest caliber and integrity. The appointee's associates include people of outstanding character and reputation, such as ARTHUR GOLDBERG, former Secretary of Labor and former Supreme Court Justice, and Judge MILTON SHADUR, United States District Court, Northern District of Illinois. The appointee has an excellent reputation and is considered to be a brilliant lawyer and a remarkable person, with a great deal of political

sophistication. Additionally, he has maintained very good contacts within Congress. WILL advised the appointee is one of the best Americans he has ever known. He had "absolutely" no concerns about his loyalty to the United States or the Constitution. He advised the appointee has already demonstrated his abilities to maintain confidentiality regarding sensitive information during his many years as a judge. WILL described the appointee's legal abilities as "absolutely great".

WILL advised he has never seen any evidence of any bias or prejudice toward any group, race or gender by the appointee. He noted the appointee is one of the most diplomatic, congenial, affable, and likeable people he has ever known. The appointee is responsible regarding his finances. WILL has seen the appointee in many social settings and knew of no abuse of alcohol or prescription drugs by him. WILL had no knowledge or concern that the appointee would ever use, purchase or sell illegal drugs. WILL added the appointee stays "sober as a judge." WILL knew of no concealed conduct by the appointee which could negatively affect his suitability to hold a position of trust. He added the appointee's children and family are all "brilliant" in their own right. WILL highly recommended the appointee to hold any position of trust with the Government. He added the appointee will be a great asset to the President and the White House.

On September 9, 1994, [REDACTED] SACHNOFF, WEAVER AND RUBENSTEIN law firm, 30 South Wacker Drive, Chicago, Illinois advised Special Agent (SA) [REDACTED] that he has known the appointee for thirty-five years. [REDACTED] has practiced law with the appointee and he has worked for him when the appointee was a State Representative and a Congressman. [REDACTED] considers the appointee to be a close and personal friend. [REDACTED] stated that the appointee was the most ethical, honorable, decent and straightforward man he has ever known. [REDACTED] stated that he could not express in words the praise he has for the appointee. According to [REDACTED] the appointee enjoys an impeccable reputation, adding that some people may not like the appointee because of his views; however, [REDACTED] indicated that the appointee has never espoused principles which he could not support with reason.

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The appointee has never associated with anyone of questionable character or displayed any prejudices or biases toward any individuals based on their age, sex, race, religion, or ethnic origin. He has not abused alcohol or prescription medication or used, bought or sold illegal drugs. The appointee's loyalty to the United States and the Constitution is unquestionable and his finances are in order.

[redacted] had no knowledge of the appointee ever being in trouble with the law. He did not know of anything in the appointee's background that could be the basis of attempted influence, pressure, coercion, or compromise, and/or anything that would impact negatively on his character, reputation, judgment, or discretion. [redacted] did not know of any derogatory information regarding the appointee at all.

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[redacted] highly recommended the appointee for a position of trust and confidence with the United States Government and believed he would be an excellent choice.

On September 9, 1994, ANTHONY SCARIANO, Judge, Illinois Appellate Court, Chicago, Illinois, telephone numbers (312) 793-5450 and (312) 793-5455 advised SA [redacted] he has known the appointee for forty-five years. SCARIANO described the appointee as having an impeccable honest character and an excellent reputation. SCARIANO stated the appointee is extremely ethical and while serving as a state representative the appointee was referred to as "Mr. Ethics." The appointee was appointed to the Ethics Commission in 1973 and was responsible for setting up a Code of Ethics for the state.

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SCARIANO never knew the candidate to associate with anyone of questionable character nor has he any doubts as to the candidate's loyalty to the United States and the Constitution. SCARIANO never knew the candidate to abuse alcohol or prescription medication or to use, buy or sell illegal drugs. The candidate never displayed any prejudices or biases toward any individuals based on their age, sex, race, religion, or ethnic origin and to the best of SCARIANO's knowledge, the candidate is a financially responsible individual who lives within his means.

SCARIANO had no knowledge of the candidate ever being in trouble with the law. He did not know of anything in the candidate's background that could be the basis of attempted influence, pressure, coercion, or compromise, and/or anything that would impact negatively on his character, reputation, judgment, or discretion. SCARIANO advised that he did not know of any derogatory information regarding the candidate at all.

SCARIANO recommended the appointee for a position of trust and confidence with the United States Government, without reservation, because the appointee is a very bright and capable individual.

161D-HQ-1077114

ARREST CHECKS:

On September 7, 1994, [REDACTED] CHICAGO POLICE DEPARTMENT, Chicago, Illinois, advised Investigative Assistant (IA) [REDACTED] that there are no records concerning the appointee.

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On September 9, 1994, IA [REDACTED] caused the records of the ILLINOIS BUREAU OF IDENTIFICATION (IBI), Joliet, Illinois, to be searched for any references to the appointee. There were no records on file concerning the appointee.

On September 7, 1994, [REDACTED] EVANSTON POLICE DEPARTMENT, Evanston, Illinois, advised IA [REDACTED] that there are no records regarding the appointee.

161D-HQ-1077114

UNITED STATES ATTORNEY'S OFFICE CHECK:

On September 9, 1994, [] Office Services/Administration Supervisor, UNITED STATES ATTORNEY'S OFFICE (USAO), Northern District of Illinois, Chicago, Illinois, advised of a reference to the appointee in a 1969 case. [] advised this case had docketing number 69 GJ 3172, however, records regarding this matter were destroyed in 1979, and there is no information available regarding this matter.

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On September 9, 1994, [] Docketing Room Clerk, USAO, Northern District of Illinois, Chicago, Illinois, advised there is no indication of a Federal investigation or prosecutive action (civil or criminal) in the pending files concerning the appointee.

52563

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE DETROIT	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/9/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: ksk
		CHARACTER OF CASE SPIN BUDED: 9/12/94	

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REFERENCE: FD-448 facsimile enclosing Bureau airtel to ADIC, WMFO, dated 8/30/94.

- RUC -

ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

FBI, Detroit general indices regarding the appointee and his listed relatives were negative.

During appointee's interview, he indicated he no longer owns a vacation home in Lakeside, MI, + that his current vacation home is in . A check of the Postal Directory disclosed that like Lakeside, is in Berrien County, Theolon area. Based on info re the arrest check already done, (Fax rec'd 9/12) has been covered in that check.

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APPROVED SPECIAL AGENT IN CHARGE COPIES MADE: ② - Bureau (161D-HQ-R-1077114) 1 - Detroit (CI-1) <div style="text-align: center; font-size: 1.5em; font-weight: bold;">CC DESTROYED</div>	<p style="text-align: center;">DO NOT WRITE IN SPACES BELOW</p> <table border="1" style="width: 100%; height: 150px; border-collapse: collapse;"> <tr><td style="width: 25%;"></td><td style="width: 25%;"></td><td style="width: 25%;"></td><td style="width: 25%;"></td></tr> <tr><td colspan="4" style="text-align: center; vertical-align: middle; font-size: 2em;">31</td></tr> <tr><td colspan="4"></td></tr> </table>					31																									
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA [REDACTED]

Office: DETROIT

b6
b7C

Date:

September 12, 1994

Field Office File #:

Bureau File #: 161D-HQ-R-1077114

Title:

ABNER JOSEPH MIKVA

Character:

SPIN

Synopsis:

U.S. ATTORNEY'S OFFICE, Western District of Michigan
records check negative. Arrest checks negative.

- RUC -

DETAILS

161D-HQ-R-1077114

The following investigation was conducted by SA [REDACTED]

RECORDS CHECK

On September 9, 1994, [REDACTED] Records Clerk, UNITED STATES ATTORNEY'S OFFICE, Western District of Michigan, Grand Rapids, was contacted for information concerning the appointee. On September 9, 1994, [REDACTED] advised that her records, both pending and closed, civil and criminal, were negative for the appointee, whose date of birth is January 21, 1926, and Social Security Account Number is 394-16-5242.

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161D-HQ-R-1077114

[redacted] The following investigation was conducted by SA [redacted]
[redacted]

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ARREST CHECK

On September 9, 1994, SA [redacted] caused a search to be made of the BERRIEN COUNTY SHERIFF'S DEPARTMENT (BCSD), St. Joseph, Michigan, and found no record identifiable with the appointee. The BCSD is a central repository for all criminal records for Berrien County, to include Lakeside, Michigan.

53093

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ST. LOUIS	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/9 - 12/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY: lgs
		CHARACTER OF CASE SPECIAL INQUIRY	

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Bureau teletype dated 9/7/94 and
St. Louis telcalls of SA [REDACTED] and SA [REDACTED]
[REDACTED] to PSS [REDACTED] dated 9/12/94.

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- RUC -

ADMINISTRATIVE

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

St. Louis Division General indices and FOIMS negative regarding candidate, with exception of 77-44103, in April 1979 when Mr. MIKVA was being considered for the U.S. Court of Appeals, District of Columbia.

(Fax rec'd 9/12)

APPROVED [Signature]	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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SL 161D-HQ-1077114

All individuals interviewed were apprised of the Agent's identity and of the fact that they were being interviewed in connection with a background investigation of ABNER JOSEPH MIKVA.

B*

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA

Office: ST. LOUIS

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b7C

Date:

September 12, 1994

Field Office File #:

SL 161D-HQ-1077114

Bureau File #:

161D-HQ-1077114

Title:

ABNER JOSEPH MIKVA

Character:

SPECIAL INQUIRY

Synopsis:

WILLIAM HUNGATE, reference, interviewed. He recommends MIKVA without reservation. Inquiry at Offices of USA-EDMO, St. Louis, MO, disclosed no reference to appointee in that office's pending/closed civil/criminal files.

- RUC -

DETAILS: AT ST. LOUIS, MISSOURI

SL 161D-HQ-1077114
WBW:lgs

St. Louis Division
at St. Louis, Missouri

REFERENCE

Mr. WILLIAM HUNGATE, white male, date of birth December 14, 1922, Social Security Account Number 496-18-3734, was contacted by Special Agent [redacted] on September 12, 1994 at his place of employment, 180 Wiedmann Road, Suite 123, Manchester, Missouri. Mr. HUNGATE can be reached at (314) 391-1360.

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Mr. HUNGATE served with the appointee in the United States Congress. Mr. HUNGATE also served as a United States District Judge for the Eastern District of Missouri.

Mr. HUNGATE met appointee in 1968 when appointee was elected to Congress from Illinois. They spent four years together on the House Judiciary Committee and have maintained contact since that time. He last saw the appointee in April or May of this year at a meeting of the former members of Congress meeting in Washington, D.C. He sees the appointee about once a year, but they correspond regularly with one another.

He has always considered the appointee's standards of personal dress and grooming to be of the highest class.

The appointee's character is without blemish. He knows the appointee to be honest, trustworthy and highly scrupulous, he has common sense and good judgment. He is of good temperament.

His loyalty to the United States is unquestionable.

He enjoys a fine reputation among his peers and co-workers. His fairness is unquestioned. Mr. HUNGATE recalled that Mr. JUSTICE SCALIA and the appointee both served on the appeals court together and although on completely opposite sides of the political spectrum got along well. He is respected for his opinions and for the way in which he is able to express them.

Mr. HUNGATE recalled that the appointee had served as a law clerk for Supreme Court Justice MINTON.

Mr. HUNGATE considers the appointee a highly competent jurist. He has never been present when the appointee was listening to a case. He knows that the appointee would be excellent at oral argument.

He is unfamiliar with the appointee's close personal friends, but knows several Congressmen and ex-Congressmen that appointee sees socially. He has nothing but respect for these men.

The appointee is Jewish and is highly sensitive to the rights of all citizens of this country to include women and minorities. He does not believe that appointee would belong to any club or organization which had a restrictive membership policy.

He has never seen or heard anything about the appointee which would lead him to believe that he abused alcohol or used any illegal substance.

He has no knowledge as to appointee's financial situation.

Appointee is not prejudice toward any group or individual based upon race, sex, color, religion, national origin, age or handicap. He knows of nothing concealed in appointee's past which could be used to influence, pressure, coerce, or compromise his integrity, character, judgment, stability, discretion, trustworthiness or responsibility.

Mr. HUNGATE recommended the appointee for a position of trust and responsibility with the United States Government.

SL 161D-HQ-1077114
JOE:lgs

St. Louis Division
at St. Louis, Missouri

UNITED STATES ATTORNEY'S OFFICE CHECKS

The following investigation was conducted by Lead
Investigative Assistant [REDACTED] on Friday, September 9,
1994:

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Inquiry at the OFFICES OF THE UNITED STATES ATTORNEYS
FOR THE EASTERN DISTRICT OF MISSOURI, 1114 Market Street, St.
Louis, Missouri, determined no reference to appointee could be
located in that office's pending or closed civil or criminal
records.

13063

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE SPRINGFIELD	OFFICE OF ORIGIN BUREAU	DATE 9/12/94	INVESTIGATIVE PERIOD 9/2-8/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: cm
		CHARACTER OF CASE SPECIAL INQUIRY	

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Director facsimile, 8/30/94.

- RUC -

ADMINISTRATIVE:

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

Springfield Indices negative for applicant and names listed on application covered by the Springfield Division.

(Fax rec'd 9/12)

APPROVED <i>[Signature]</i>	SPECIAL AGENT IN-CHARGE	DO NOT WRITE IN SPACES BELOW			
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA

Office: SPRINGFIELD

b6

Date:

September 12, 1994

b7c

Field Office File #:

161D-HQ-1077114

Bureau File #:

161D-HQ-1077114

Title:

ABNER JOSEPH MIKVA

Character:

SPECIAL INQUIRY

Synopsis:

Employment verified. State Board of Elections negative. Appointee is member of Illinois State Bar in good standing. U. S. ATTORNEY'S OFFICE negative.

-RUC-

DETAILS:

EMPLOYMENT:

The following investigation was conducted by Special Agent [redacted] on September 6, 1994:

ILLINOIS HOUSE OF REPRESENTATIVES (IHR)
Springfield, Illinois
State Representative
January, 1957 through December, 1966

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[redacted] white male, approximate age [redacted] Clerk of the IHR, State of Illinois, Room 115, Capitol Building, Springfield, Illinois, was advised of the identity of the interviewing Agent and the nature of the investigation. [redacted] provided the following information concerning candidate while candidate was employed as a representative in the IHR from January, 1957 through December, 1966:

[redacted] stated that candidate was a member of the IHR for five terms. [redacted] stated that candidate served in the 70th, 71th, 72nd, 73rd, and 74th legislative sessions of the State of Illinois. He stated that candidate was a democrat and represented the 23rd District, which was located in Chicago, Illinois.

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[redacted] stated that a brief biographical sketch of the candidate indicated that the candidate was born in Milwaukee, Wisconsin, on January 21, 1926, and educated in Milwaukee public schools prior to attending and graduating from the UNIVERSITY OF WISCONSIN and WASHINGTON UNIVERSITY while finally receiving his Juris Doctorate degree cum laude in June, 1951, from the UNIVERSITY OF CHICAGO LAW SCHOOL. Candidate was Editor in Chief of the UNIVERSITY OF CHICAGO LAW REVIEW and was elected to Phi Beta Kappa, Order of Coif. The candidate later served as a law clerk to United States Supreme Court Justice SHERMAN MINTON. The candidate was selected the outstanding freshman representative in the 70th General Assembly of the State of Illinois by the NEWSPAPER CORRESPONDENCE ASSOCIATION. The candidate served two years as a navigator during World War II in the Army Air Corp. The candidate was also a member of the Chicago, Illinois State, and American Bar Association. The candidate was a member of the following organizations: City Club, Committee on Illinois Government, University of Chicago Law School Alumni Association, Legal Club of Chicago, Lions Club, Quadrangle Club, B-Nai B-rith, and Kam Temple. The candidate is married to the former [redacted] of St. Louis, Missouri and they have three children [redacted]

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[redacted] The candidate was a law partner in the firm DEVOE, SHADUR, MIKVA, AND PLOTNIK, 208 South LaSalle Street,

Chicago, Illinois. The candidate had a home address of 5545 South Kenwood Avenue, Chicago, Illinois, and while attending the sessions of the General Assembly stayed at the HOTEL GOVERNOR in Springfield, Illinois.

[] stated that a review of the journal of the IHR for the five sessions in which the candidate was a member indicate that the candidate had a very good attendance record of the legislative sessions. The review of the journal also revealed that the candidate served as a member of the following House committees: Executive, Judiciary, Appropriations, and Public Aid, Health, Welfare, and Safety. The candidate had a strong record of introducing legislation and had much of his legislation passed and signed into law by the Governor. The candidate did not hold a position of leadership in the IHR or in his party in the House.

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[] stated that the candidate's voting record indicated that he voted for strong civil rights legislation, for educational bills, for Illinois insurance law reform, for policemen's benefit funds, for most strong criminal legislation, for legislation for the aged and aging, and strong bank legislation, and for the first Illinois Equal Employment Opportunity (EEO) laws which created the Illinois EEO Commission on May 21, 1959. The candidate's voting record indicated voting against horse racing appropriations and against the law requiring parents to pay damages for acts of their children. [] stated that he did not know of any legislator in the current legislature that would have served during the time period that the candidate served in the House. [] stated that the records of the IHR indicate no unfavorable or derogatory information regarding the candidate.

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ELECTION CAMPAIGN CONTRIBUTIONS:

The following investigation was conducted by Special Agent [] on September 6, 1994:

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[] white female, approximate age []
Director, Division of Campaign Disclosure, ILLINOIS STATE BOARD
OF ELECTIONS (ISBE), 1020 South Spring Street, Springfield,
Illinois 62708, telephone [] provided the following
information concerning campaign disclosure laws in the state of
Illinois and in particular, the campaign finances of candidate:

[] stated that the ISBE came into being with the
passing of the Illinois Election Code in 1973. She advised that
prior to the enactment of this law, there were no requirements
for candidates for political office in the state of Illinois to
file financing statements with any government agency. []
advised that after the enactment of the law in 1973, candidates
for all elections in the state of Illinois were required to file
semi-annual campaign contribution reports with ISBE and with the
local county in which they would serve. [] advised that due
to the lack of an election law prior to 1973, her office has no
information concerning the financing of the campaigns of the
candidate from 1957 through 1966 for candidate's election to the
Illinois State House of Representatives. [] further advised
that her office has no record of complaints or any unfavorable
information concerning candidate's election campaigns for the
United States Congress.

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161D-HQ-1077114

JEM/jem

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STATE BOARD OF ELECTIONS

The following investigation was conducted on September 8, 1994, at Springfield, Illinois, by Investigative Assistant

[REDACTED]

[REDACTED] Director, Campaign Financing Section, Illinois State Board of Elections, advised a check of their records negative for any complaints filed against candidate.

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161D-HQ-1077114

JEM/jem

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BAR CHECKS

The following investigation was conducted by
Investigative Assistant [] at Springfield, Illinois:

On September 2, 1994, [] Deputy Clerk,
Office of the Clerk, ILLINOIS SUPREME COURT, advised that the
candidate was admitted to the Illinois State Bar on November 19,
1951, by examination. The candidate is registered and licensed
to practice law in the State of Illinois. The above named agency
is the licensing agency for attorneys in the State of Illinois.

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On September 2 1994, [] secretary, ATTORNEY
REGISTRATION and DISCIPLINARY COMMISSION, advised that the
records of her office indicated that the candidate is registered
with the ATTORNEY REGISTRATION and DISCIPLINARY COMMISSION under
registration number 1907530.

[] stated there are no complaints on file for
candidate.

[] advised it is the ATTORNEY REGISTRATION and
DISCIPLINARY COMMISSION policy not to confirm, deny or provide
any information on closed files.

161D-HQ-1077114

JEM/jem

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UNITED STATES ATTORNEY'S OFFICE

The following investigation was conducted on September 2, 1994, at Springfield, Illinois, by Investigative Assistant

[REDACTED]

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[REDACTED] docket clerk, United States Attorney's Office, Central District of Illinois, Springfield, Illinois, advised that there is no indication of federal prosecutive action (civil or criminal) in their closed or current files involving the candidate.

53093

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ATLANTA	OFFICE OF ORIGIN BUREAU	DATE 9/9/94	INVESTIGATIVE PERIOD 9/8/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: ncm
		CHARACTER OF CASE SPECIAL INQUIRY	

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REFERENCE: WMFO teletype to the Director dated 9/7/94.

- RUC -

ADMINISTRATIVE:

Atlanta indices and asset records negative for MIKVA.

The person interviewed was furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

(Fax rec'd 9/12)

APPROVED SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW																																		
COPIES MADE: 2-Bureau (161D-HQ-1077114) (Attn: PSS Room 2588) 1-Atlanta (161D-HQ-1077114) <div style="text-align: center; margin-top: 20px;"> CC DESTROYED </div>																																			
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA [REDACTED]

Office: ATLANTA

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Date:

September 9, 1994

Field Office File #:

161D-HQ-1077114

Bureau File #:

161D-HQ-1077114

Title:

ABNER JOSEPH MIKVA

Character:

SPECIAL INQUIRY

Synopsis:

Long-time associate recommends MIKVA for White House appointment.

- RUC -

DETAILS:

ASSOCIATES

Professor [REDACTED] GEORGIA STATE UNIVERSITY SCHOOL OF LAW, Atlanta, Georgia, advised that he has known MIKVA since 1980. [REDACTED] at the time was a journalist with the Wall Street Journal and a law school student during the evening. One of [REDACTED] primary responsibilities was to cover the Supreme Court and other Washington, D. C. courts. At the time, Judge MIKVA was on the United States Court of Appeals for the District of Columbia. [REDACTED] happened to meet Judge MIKVA at a legal conference and the two discovered they had some mutual interests, especially matters regarding court reform and the caseload of the Supreme Court and lower courts. [REDACTED] and Judge MIKVA became social acquaintances. [REDACTED] advised that he has been a visitor at Judge MIKVA's house on several occasions, as well as Judge MIKVA a visitor at his home. [REDACTED] left the Washington, D. C. area in 1991; however, the two have maintained regular contact. [REDACTED] advised that he has never appeared before Judge MIKVA, but has reviewed probably 60 percent of Judge MIKVA's opinions. [REDACTED] advised that he has only the highest respect and regard for Judge MIKVA, both personally and professionally. [REDACTED] advised that Judge MIKVA has extremely high morals, ethics, and professional standards. [REDACTED] had no reason to question Judge MIKVA's honesty, loyalty, character, or associates. He has seen no evidence of alcohol abuse, narcotics use, or prescription drug abuse on Judge MIKVA's part. He was confident that Judge MIKVA lived within his financial means. He has seen no behavior on Judge MIKVA's part which could be used to influence, pressure, coerce, or compromise him in any way or that could have an adverse impact on his character, judgment, stability, discretion, trustworthiness, or responsibility. He recommends Judge MIKVA for a responsible White House appointment.

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FM FBI MILWAUKEE (161D-HQ-R-1077114) (RUC)

TO DIRECTOR FBI (161D-HQ-1077114)/PRIORITY/

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UNCLAS E F T O

CITE: //3470//

PASS: ATTENTION FBIHQ, PSS [REDACTED] SPIN UNIT, ROOM 4371.

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SUBJECT: ABNER JOSEPH MIKVA; SPIN; OO: BUREAU; BUDED: 9/12/94.

REFERENCE BUREAU FACSIMILE TO MILWAUKEE, 8/31/94.

UNITED STATES ATTORNEY'S OFFICE CHECKS: THE FOLLOWING INVESTIGATION WAS CONDUCTED BY IA [REDACTED] IN MADISON, WISCONSIN:

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ON 9/2/94, [REDACTED] UNITED STATES ATTORNEY'S OFFICE, WESTERN DISTRICT OF WISCONSIN (WDW), ADVISED THAT

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PAGE TWO DE FBIMW 0001 UNCLAS E F T O

NEITHER HER CLOSED NOR CURRENT FILES CONTAIN ANY INFORMATION TO INDICATE THAT APPOINTEE HAS BEEN INVOLVED IN ANY FEDERAL INVESTIGATIVE OR PROSECUTIVE ACTION, CIVIL OR CRIMINAL, IN THE WDW.

THE FOLLOWING INVESTIGATION WAS CONDUCTED BY IA [REDACTED]

[REDACTED] AT MILWAUKEE, WISCONSIN: ON 9/6/94, [REDACTED]

SYSTEMS MANAGER, UNITED STATES ATTORNEY'S OFFICE, EASTERN DISTRICT OF WISCONSIN (EDW), ADVISED SHE CHECKED THE CLOSED AND PENDING FILES OF HER OFFICE AND COULD LOCATE NO INFORMATION TO INDICATE THAT APPOINTEE HAS EVER BEEN THE SUBJECT OF FEDERAL PROSECUTIVE ACTION, CIVIL OR CRIMINAL, IN THE EDW.

ADMINISTRATIVE: MILWAUKEE INDICES ARE NEGATIVE REGARDING APPOINTEE, WITH THE EXCEPTION OF THE PREVIOUS BACKGROUND INVESTIGATION ON HIM, MILWAUKEE FILE 77-5208.

ALL PERSONS INTERVIEWED WERE FURNISHED THE APPROPRIATE PROVISIONS OF THE PRIVACY ACT. EXPRESS PROMISES OF CONFIDENTIALITY HAVE NOT BEEN GRANTED.

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FEDERAL BUREAU
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FM FBI KANSAS CITY (161D-HQ-1077114) (WRA) (RUC)

TO DIRECTOR FBI/ROUTINE/

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CITE: //3350:2090//

SUBJECT: ABNER JOSEPH MIKVA; SPIN; OO: FBIHQ; BUDED: SEP 12, 1994.

RE FBIHQ FAX TO WMFO, ET AL, DATED AUG 30, 1994.

THE FOLLOWING INVESTIGATION WAS CONDUCTED BY SA [REDACTED]

[REDACTED] ON SEP 7, 1994, AT WICHITA, KANSAS: [REDACTED]

[REDACTED] RECORDS CLERK, WICHITA POLICE DEPARTMENT, WICHITA,

KANSAS, AND [REDACTED] RECORDS CLERK, SEDGWICK COUNTY

SHERIFF'S OFFICE, WICHITA, KANSAS, BOTH ADVISED THE ARREST

RECORDS OF THOSE AGENCIES CONTAIN NO INFORMATION IDENTIFIABLE

WITH THE CANDIDATE. [REDACTED] PARALEGAL, U.S. ATTORNEY'S

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OFFICE, DISTRICT OF KANSAS, WICHITA, KANSAS, ADVISED THE INDICES OF THAT OFFICE CONTAIN NO INFORMATION IDENTIFIABLE WITH THE CANDIDATE. KANSAS CITY DIVISION FOIMS AND GENERAL INDICES WERE NEGATIVE FOR THE CANDIDATE.

ALL PERSONS INTERVIEWED WERE FURNISHED THE APPROPRIATE PROVISIONS OF THE PRIVACY ACT. EXPRESS PROMISES OF CONFIDENTIALITY HAVE NOT BEEN GRANTED.

AS NO FURTHER LEADS REMAIN OUTSTANDING, KC CONSIDERS MATTER RUC.

BT

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE PHOENIX	OFFICE OF ORIGIN BUREAU	DATE 9/9/94	INVESTIGATIVE PERIOD 9/8/94
TITLE OF CASE ABNER JOSEPH MIKVA		REPORT MADE BY SA 	TYPED BY: lpt
		CHARACTER OF CASE SPIN	

b6
b7C**REFERENCE:**

Re Bureau routing slip to Phoenix and San Francisco dated 9/7/94.

RUC

(X)

ADMINISTRATIVE:

Phoenix indices are negative regarding appointee.

All persons interviewed were furnished the appropriate provisions of the Privacy Act. Express promises of confidentiality have not been granted.

(Fax rec'd 9/9)

APPROVED <i>WLK/gch</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to: 

Report of: SA
Date: September 9, 1994

Office: PHOENIX

Field Office File #: PX 161D-HQ-1077114

Bureau File #: 161D-HQ-1077114

Title: ABNER JOSEPH MIKVA

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Character: SPIN

Synopsis: was interviewed regarding the appointee, and he provided copies from his book in which statements regarding the appointee are mentioned.

RUC

DETAILS:

PERSON KNOWLEDGEABLE

The following investigation was conducted by Special Agent (SA) [redacted] at Tucson, Arizona:

On September 8, 1994, [redacted] was contacted at his residence, [redacted]. He stated he served on active duty as a military analyst during World War II and the Korean War, but only Army Reserve units at Cicero, Illinois through 1970. He was a Professor of History in the State University of New York at Farmingdale for 27 years from November 1963 through August 1990.

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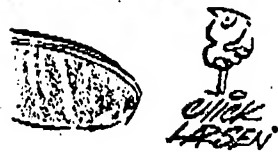
[redacted] states his only connection to ABNER JOSEPH MIKVA is that in 1976 he wrote a book entitled "Betrayal in Vietnam", in which MIKVA is mentioned. He states MIKVA was a liberal Democratic Congressman from Illinois who was against the war in Vietnam and made statements in Congress that supported that position. He provided 12 pages he had copied from his book that show MIKVA's stance on the Vietnam war.

[redacted] pointed out he has no other source for his belief about MIKVA's stance on Vietnam except that which is public record such as statements made by MIKVA in Congress or to the press.

The above-referred to copies from his book are attached.

BETRAYAL In Vietnam

Louis A. Fanning



ph for Vietnam"
and Times-Dispatch



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Manufactured in the United States of America

Library of Congress Cataloging in Publication Data

Fanning, Louis A.

Betrayal in Vietnam.

Bibliography: pp. 248-252

Includes index.

1. Vietnamese Conflict, 1961-1975—United States.
2. United States—Politics and government—1969-1974.
3. Nixon, Richard Milhous, 1913- I. Title.

DS558.F36 959.704'3373 76-24841

ISBN 0-87000-341-0

CPUSA, the Trotskyist Socialist Workers Party (SWP), the Young Socialist Alliance (YSA), and the Student Mobilization Committee to End the War in Vietnam (SMC). The extended sessions were attended by Sarnoff and Wilson, and as a result of their daily meetings, the conferees formed the New Mobilization Committee to End the War in Vietnam, which became known as the New Mobe.

Following a July 4 meeting, New Mobe leaders announced that an intensive campaign against the war in Vietnam would be organized across the United States. While they approved the scheduling of varied antiwar activities throughout the summer, it was clear that their ultimate goal was the launching of a two-part fall offensive. According to instruction leaflets distributed to their followers, a nationwide moratorium would be held on October 15. A march on Washington was scheduled for November 15, along with a simultaneous action on the West Coast.

At the end of July 1969, during a meeting of the project directors of New Mobe, it was decided to include a "March of the Dead" in the Washington demonstration. This dramatic activity envisioned parade participants being issued placards with the name of a serviceman killed in Vietnam. The marchers would then move past the White House in a single file and on to the Capitol building where the street drama would end.

In the middle of September, New Mobe held a press conference in New York City for the purpose of publicizing the fall offensive. Following release of the details of the moratorium and the Washington march, Senator Fred Harris of Oklahoma, the Democratic National Chairman, called a secret caucus on Capitol Hill. The meeting on September 26 was attended by twenty-four liberal Democrats. Among those present were Senators Edmund S. Muskie, Edward M. Kennedy, George S. McGovern, Walter F. Mondale, Birch Bayh, Claiborne Pell, and Mike Gravel. The House was represented by Allard K. Lowenstein, Brock Adams, Edward P. Boland, John Conyers, Jr., and Robert Kastenmeier. During the caucus, these influential congressional leaders agreed to support the nationwide moratorium and to develop a set of resolutions calling for the withdrawal of all American troops from Vietnam. They also discussed the possibility of forcing the Senate to shut down on October 15 by simply failing to attend. As he left the Vandenberg room, where the caucus had met, Harris declared: "It's time to take off the gloves on Vietnam."⁷

The demonstrators received other support for their efforts from various foreign sources. On October 6 Tran Buu Kiem, chairman of the South Vietnam Liberation Students' Union, sent a message to "Ameri-

⁷ *New York Times*, September 27, 1969.

can students and movement." In his wrote, "The heroic Oakland, and Berkeley name youth and

A few days before Representative Wayne L. ordered that he would assembly in Brussels his absence, he said

I am debating single-handedly Hanoi to make it

Representative

I happen to be orders tomorrow. Hanoi?

Hays answered:

No, I would not an effort which is get any benefit out that the majority Vietnamese, become done.

The next day, the activities. On October the United States Vietnamese government "U.S. progress" "Our people's patri justice that you are 1969).

In the early afternoon received in the United gave his impression ing moratorium and

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can students and youth on the occasion of the 1969 fall struggle movement." In his letter he wished the students great success and wrote, "The heroic struggle of the friends in New York, Washington, Oakland, and Berkeley has been much appreciated by the South Vietnamese youth and students."

A few days before the moratorium was scheduled to begin Representative Wayne L. Hays (D., Ohio), a former history teacher, discovered that he would have to attend a meeting of the North Atlantic assembly in Brussels. In remarks made before the House regarding his absence, he said:

I am debating whether I should go or whether I should stay here and single-handedly break up the design of a few self-appointed emissaries of Hanoi to make it appear the House of Representatives is on their side.

Representative Abner J. Mikva (D., Ill.) responded:

I happen to be one of the people who expect to take part in the special orders tomorrow. Is the gentleman suggesting that I am an emissary of Hanoi?

Hays answered:

No, I would not suggest that. I think you are just an unwitting tool in an effort which is to their advantage, because the only people who can get any benefit out of this kind of performance, trying to make it appear that the majority of the House supports that position, are the North Vietnamese, because it is certainly doing something that Hanoi wants done.

The next day, the militants received important recognition of their activities. On October 14, 1969, a message was relayed via Paris to the United States from Pham Van Dong, the premier of the North Vietnamese government. In his telegram, the politburo leader encouraged "U.S. progressive people," praised the fall offensive, and wrote: "Our people's patriotic struggle is precisely the struggle for peace and justice that you are carrying out" (*Congressional Record*, October 14, 1969).

In the early afternoon of the day Dong's communication was received in the United States, Representative Sam Steiger (R., Ariz.) gave his impression of the motives of certain individuals for supporting moratorium activities when he said:

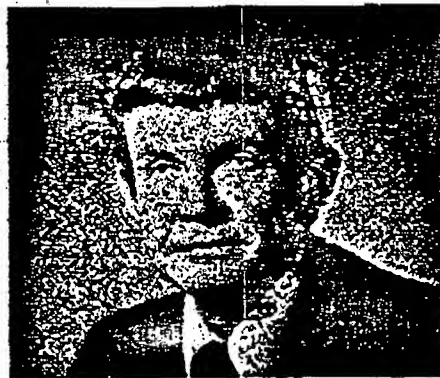
What really concerns me is that it has been embraced by politicians who apparently are willing to put their own temporary political profit above country at a time when it was never more critical. [*Congressional Record*, October 14, 1969]

(continued from front flap)

HOW THE WAR WAS LOST AT HOME

- Averell Harriman: he "swapped some of the greatest military concessions in history for an agreement on the shape of a bargaining table"
- How Senator Fulbright rigged the hearings of the Foreign Relations Committee
- Congressman lashes out at John Wayne — for producing *The Green Berets*
- Senator Cranston accuses American servicemen of raping little girls
- LBJ Defense Secretary Clark Clifford: his stunning about-face
- How Hanoi manipulated Western newsmen
- Ramsey Clark says not to worry: our POWs get "excellent" treatment
- Fred Harris delivers a message to a secret caucus of congressional liberals
- Tom Hayden and Jane Fonda conduct a seminar on "U.S. imperialism"—in a congressional hearing room
- "Political prisoners" in South Vietnam: the real story
- How the liberals delivered their knock-out blow—against our own allies

"No recriminations!" cry the liberals. Many Americans will see it differently, after this book.



LOUIS A. FANNING, a former Army intelligence analyst on the staff of General Mark Clark, is a professor of history in the State University of New York at Farmingdale. Born in 1927 in Berwyn, Illinois, he attended the Universities of Kentucky and Illinois and earned his Ph.D. at St. John's University in New York. His scholarly writings include articles for *The Exchange* and *The University Bookman*.

Jacket design by Marge Terracciano

tion of the Ellipse, where the demonstrators engaged in group discussions. In the evening PCPJ sponsored an all-night rock concert at the Sylvan Theater. By the next morning most of the protestors had left Washington; those who remained appeared to be hard-core militants who intended to "bring Washington to its knees."

The week of April 26-30, 1971 had been chosen by the PCPJ to convince government workers in the capital of the justness of the demonstrators' cause. The radicals had hoped to meet the government employees in their offices and discuss PCPJ demands for an end to the war, a guaranteed annual income of \$6,500 for a family of four, and the release of all "political prisoners" then in jail. Unfortunately for the demonstrators, Federal officials decided against this procedure. Instead, the protestors were only allowed to meet with small groups of Federal employees.

By the end of the week-long "people's lobbying," the militants had not been very successful in convincing government workers that they should absent themselves from their jobs. Their irritation at this lack of success soon resulted in a new tactic, and the demonstrators attempted to block the entrance to government buildings so that employees could not enter their offices. Capitol police responded to these actions by arresting 300 PCPJ members who blocked the entrance to the Justice Department building on April 30.

As the "People's Lobby" ended, Washington girded itself for the second of May, when the extremists had promised "to close down the government." These threats had been made by a radical faction of PCPJ known as the Mayday Tribe. The militant Tribe members had chosen the American Indian as their symbol and were prepared to execute a major maneuver in Washington designed to halt traffic. The action is described in their manual, which read:

Thousands of us with bamboo flutes, tambourines, flowers, and balloons [will be] moving out in the early light of the morning to paralyze the traffic arteries of the American military repression government nerve center.¹³

In answer to the threat posed by the radicals, government officials began moving military units into the city. By the afternoon of May 1, 1971, more than 50,000 protestors had gathered in Washington. The growing size of the crowd made Federal officials apprehensive about the possibility of violence. Their fears led them to take the offensive. On the morning of May 2 metropolitan police ordered some 30,000 demonstrators to vacate their encampment on the Potomac River. The unannounced raid surprised the protestors, who for the most part

¹³ New York Times, May 3, 1971.

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rallies the former servicemen had heard speeches by Senators George S. McGovern (D., S.Dak.), Walter F. Mondale (D., Minn.), Philip Hart (D., Mich.), Edward M. Kennedy (D., Mass.), and Representatives Bella Abzug (D., N.Y.) and Charles A. Vanik (D., Ohio).

Three days after the VVAW had officially departed from Washington, Richard Wilson, editorial writer for the *Evening Star*, gave his evaluation of the entire affair. In Wilson's opinion, opponents of the war had succeeded in gaining the ear of the public. He believed that these detractors were making the most of the appearance in Washington of hundreds of crippled and wounded veterans of the war. The editorialist commented that he did not think the President was going to be swayed by the demonstrators and added:

Nothing that the veterans did here brought the end of the war one hour closer, but their encampment did serve as a political backdrop for various Democratic presidential candidates who are trying to make the way out of the war as hard as possible for Nixon on the pretext that his commitments can't be relied upon. [*Congressional Record*, April 27, 1971]

On April 24 the NPAC-PCPJ-sponsored parade began its "March Against The War" down Pennsylvania Avenue in Washington, D.C. The lead group carried an American and a Vietcong flag. Among the contingents present were representatives of the Abraham Lincoln Brigade, one of the American Communist units that had fought in the Spanish Civil War. There was also a delegation from the Gay Liberation Front.

The demonstrators marched to the Capitol, where a five-hour rally was held. Among the various speakers who addressed the mass meeting were: Coretta Scott King (widow of Martin Luther King); George Wiley, NWRO; Ralph Abernathy of the SCLC; Dave Dellinger, PCPJ; Joseph Duffy of the Americans for Democratic Action; and journalist I. F. Stone.

The Congress was represented by Senator Vance Hartke (D., Ind.) who urged immediate withdrawal from Vietnam, and Herman Badillo (D., N.Y.), who said, "Friends, you've come to the right place, because I don't have much hope that President Nixon will take much action." Other congressional leaders who addressed the crowd were Abner Mikva (D., Ill.), John Conyers (D., Mich.), and Bella Abzug (D., N.Y.).

The rally received maximal news coverage from television stations WTOP, WMAL, WTTZ, and WETA. Entertainment was provided by singers Peter, Paul, and Mary. Pete Seeger and Country Joe McDonald led the demonstrators in their favorite antiwar songs. After the last speaker had made his presentation, the crowd moved in the direc-

Committee of Concerned Asian Scholars. After the reporters arrived, the PCPJ leaders announced that they had arrived at an agreement with the NPAC on the date for a mass mobilization in Washington, and that day was April 24.

During the last two weeks of April and the first week of May, the nation's capital was the scene of various rallies against the war. In the week of April 19-23 an organization known as Vietnam Veterans Against the War appeared in the city and conducted a series of demonstrations against the continuation of the fighting in Vietnam. On April 24 the NPAC and PCPJ held a giant "March Against the War" followed by a rock concert. In the following ten days the PCPJ sponsored activities designed to "close down the government."

The tenor for the protests was set when the demonstrators received a message from Mme Binh. In her April 19 letter the Communist leader wrote:

DEAR AMERICAN FRIENDS,

I wish to extend my warmest greetings to all American friends of all social positions, political tendencies, and religious beliefs participating in the spring offensive. . . .

Mme Binh's instructions for her American associates were contained in the body of the message, where she demanded

. . . that Mr. Nixon set a reasonable date for the total withdrawal of American troops so we may have a cease-fire between the Liberation armed forces and the U.S. forces, and to discuss the question of ensuring safety for the withdrawing troops and the question of releasing military men captured in the Vietnam war.¹²

On April 18 members of the VVAW began arriving in Washington, D.C. Their announced purpose was to conduct a "limited incursion into the District of Columbia." By the next day the ranks of the veterans numbered a little over 900 men. Their spokesman was John F. Kerry, a former Navy lieutenant in Vietnam. The ex-servicemen conducted a march to the capitol and held a rally where they demanded "immediate unconditional and unilateral withdrawal of American forces from Vietnam." For the next few days the veterans visited their states' congressmen and conducted mock "search and destroy missions." Their most effective demonstration occurred on April 22, 1971, when 700 former members of the armed forces discarded medals in a protest gathering at the capitol. The veterans struck camp on the following day, with a few of them remaining in Washington to join the protest march scheduled for April 24. At their

¹² Ibid., p. 219.

rallies the former S. McGovern (D., Mich.), Edward Bella Abzug (D.,

Three days after the rally, Richard V. his evaluation of the war had succeeded that these detractors in Washington of his. The editorialist could go on to be swayed.

Nothing that it hour closer, but the various Democratic way out of the war commitments can 1971]

On April 24 the "Against The War" The lead group carried contingents present, one of the Spanish Civil War Front.

The demonstration rally was held. Attendees were: Col. George Wiley, NW, PCPJ; Joseph journalist I. F. St.

The Congress was who urged immediate action. (D., N.Y.), because I don't have action." Other congressmen: Abner Mikva (D., N.Y.).

The rally received WTOP, WMAL, W singers Peter, Paul, and led the demonstration. The last speaker had no

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journalment. When the votes were counted, there were 113 yeas and 109 nays, the total of which, incidentally, equaled a quorum. The House adjourned at 11:15 P.M.

The next day the Vietnam moratorium unfolded across America. An estimated one million people participated in antiwar demonstrations or peace rallies. Many major universities and schools shut their doors for the day. Leaflets were distributed on college campuses calling for an end to the war and urging students to go to Washington, D.C., on November 15, 1969 "for a massive demonstration against the war machine."

At one of the rallies, Senator Eugene McCarthy addressed a large audience at Rutgers University in New Brunswick, N.J. In his speech the Minnesota Democrat said:

I think history would see nothing wrong if Nixon does preside over the first military defeat of this country, but would regard it instead as a measure of statesmanship.^a

In Boston Senator Edward M. Kennedy (D., Mass.), in an address to the World Affairs Council, urged that the United States make "an irrevocable decision" to withdraw ground combat forces from Vietnam by the end of 1972. The senator said that his decision to recommend withdrawal was arrived at only after a "hard compromise."

Senator Edmund S. Muskie was the main speaker at Bates College in Lewiston, Maine. The senator told the students that he regretted the President's failure to seize the day as an opportunity to "unite rather than divide the country." Among the Maine Democrat's solutions to the Vietnam War, the "withdrawal of our military forces in an orderly way" seemed to take top priority. He also suggested that the Saigon government widen its "political base."

Senator Barry Goldwater (R., Ariz.), in remarks to the California Federation of Republican Women, gave his impression of the moratorium and its supporters. In a hard-hitting address, the senator described President Nixon's Vietnam critics as desiring "to end the war in Vietnam—just so we can do it without winning." He described Washington as a

wonderland where men who spent thirty years committing this nation to an extreme policy of internationalism, who ran up a foreign aid bill of \$122 billion, and who loaded down the American taxpayer with every conceivable kind of boondoggle that might garner a few liberal votes are now talking about economy and cutting government expenditures. [Congressional Record, October 16, 1969]

^a New York Times, October 16, 1969.

That same evening, twenty-three Democrats and one Republican attempted to force an all-night session in the House of Representatives. Each speaker had previously been granted unanimous consent to address the House for one hour. The first of the antiwar advocates, Andrew Jacobs, Jr., rose to speak at 7:30 P.M. Reading from a prepared text, Jacobs claimed that he believed Nixon was sincere in his views about the Vietnam War, but disagreed with the President's methods and urged the ending of hostilities. The Indiana Democrat was followed by Ogden Reid (R., N.Y.), who related the Vietnam War to the fact that "our air and water have become more polluted." Abner J. Mikva (D., Ill.), who spoke later, claimed that the Vietnam War had "diverted" the United States from the urgent social and economic problems we face here at home and urged the application of war dollars to eliminate "hunger."

Representative Benjamin Rosenthal recommended an immediate "massive withdrawal" of American troops and advocated the establishment of a coalition government in South Vietnam. His advice was immediately opposed by Edward J. Derwinski (R., Ill.), who called the New York Democrat's attention to the failure of coalition governments in China, Rumania, Hungary, and other countries. Rosenthal answered Derwinski's comparisons with a claim that the mixed grouping in Laos was actually working.*

Representative William F. Ryan (D., N.Y.) attacked American participation in the war and stated that "in Vietnam the United States intervened in what was essentially a civil war." Ryan later charged that America's ambassador to South Vietnam, Ellsworth Bunker, was a champion of outdated policies. He also recommended that all funding for military activities in South Vietnam be halted and the NLF be allowed to participate in that country's government.

At 10:05 P.M. a point of order was made that a quorum was not present. The roll was called and only 210 Members responded, eight short of the number necessary to enact legislation. A parliamentary discussion was held, and it was conceded that there were two alternatives—either a motion to adjourn, or to "instruct the Sergeant at Arms to produce the missing members." Representative James H. Quillen (R., Tenn.) moved to adjourn, further parliamentary inquiry ensued, and finally the Members were polled on the question of ad-

* The extent to which the coalition government was "working" in Laos had been demonstrated by the assassination of Colonel Ketsana Vong Souvan, a senior neutralist leader. A further illustration of the success of the mixed administration was shown when Communist forces chased neutralist tank units from positions they had been guaranteed under the terms of the peace agreement.

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109 nays,
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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE Los Angeles	OFFICE OF ORIGIN Bureau	DATE 9/8/94	INVESTIGATIVE PERIOD 9/1-8/94
TITLE OF CASE ABNER JOSEPH MIKVA # 53093		REPORT MADE BY PSS [REDACTED]	TYPED BY: AKH
		CHARACTER OF CASE SPIN	

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REFERENCE: Bureau Action Communication dated 8/30/94.

- RUC -

ADMINISTRATIVE:

Los Angeles General Indices were searched regarding the candidate and the candidate's listed relatives by the Los Angeles Field Office (LAFO), with negative results.

APPROVED <i>CJP/lin</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW			
COPIES MADE: 2 - Bureau (161D-HQ-1077114) ATTN: PSS [REDACTED] ROOM 4371 1 - Los Angeles (161E-HQ-R1077114) CC DESTROYED					
		<i>3</i> <i>Det</i>			
		DISSEMINATION RECORD OF ATTACHED REPORT		Notations	
Agency					
Request Recd.					
Date Fwd.					
How Fwd.					
By					

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UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: PSS [REDACTED]
Date: September 8, 1994
Field Office File #: 161D-HQ-R1077114
Title: ABNER JOSEPH MIKVA

Office: Los Angeles

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Bureau File #: 161D-HQ-1077114

Character: SPIN

Synopsis:

Records of the United States Attorney's Office, Los Angeles Police Department, and the Los Angeles County Sheriff's Office checked, with negative results.

- RUC -

DETAILS:

On 9/7/94 Investigative Assistant (IA) [REDACTED] advised that same date [REDACTED] searched the civil and criminal dockets of the United States Attorney's Office for any record of the candidate, with no record being found.

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161D-HQ-107714
MAJ/maj

ARREST CHECK

On September 6, 1994, Investigative Assistant (IA) [redacted] caused a review of the computer records of the LOS ANGELES POLICE DEPARTMENT and the LOS ANGELES COUNTY SHERIFF'S OFFICE, RECORD SECTION, Los Angeles, California, with no identifiable record located regarding ABNER JOSEPH MIKVA, born January 21, 1926.

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TPW/tpw
(4)

b7D

Approved: _____ Transmitted _____ Per _____
(Number) (Time)

ROUTING SLIP

September 7, 1994

TO: SACs, Phoenix
San Francisco

FROM: Director, FBI (161D - HQ - 1077114)

SUBJECT: ABNER JOSEPH MIKVA
SPIN;
OO: FBIHQ
BUDED: 9/12/94 WITHOUT FAIL

Reference Bureau Fax to WMFO et al dated 8/30/94 (no copy to Phoenix).

For information of Phoenix, Bureau has been requested by the White House to conduct a LEVEL I background investigation of appointee in connection with an unspecified high level White House staff position. (It is noted that although the White House has not indicated to the FBI what position Mikva will occupy, the President has previously announced that Mikva will be Counsel to the President.)

Appointee was born 1/21/26 at Milwaukee, Wisconsin; resides at [redacted] Washington, D.C.; and has SSAN 394-16-5242. Appointee formerly served as a U.S. Congressman from Illinois, and since 9/79 has been Chief Judge of the U.S. Court of Appeals for the District of Columbia.

When Mikva's appointment was announced by the President, [redacted] contacted the FBI with information about Mikva and Mikva's involvement in anti-Vietnam war activities and possible sympathy towards the Viet Cong. One thing that [redacted] said was that in late 1967 or early 1968, Mikva was investigated by [redacted]

[redacted] was born in [redacted] in [redacted]

A check at the Savannah Information Technology Center (SITC) found information on a [redacted] born [redacted] SSAN [redacted] who previously resided in [redacted] and now resides at [redacted]. A possible phone number for [redacted] is [redacted].

Direct results/questions to PSS [redacted] SPIN Unit, FBIHQ, Room 4371, Ext. [redacted] TO BE RECEIVED BY NO LATER THAN COB BUDED. BUDED MUST BE MET WITHOUT FAIL. SPIN Unit fax number is (202) 324-2574.

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Routing Slip to SACs, Phoenix and San Francisco dated 9/7/94
Re: Abner Joseph Mikva

LEADS:

PHOENIX DIVISION:

Based on information provided above, attempt to contact the aforementioned [redacted] and determine if he is identical to the [redacted] who investigated Mikva for [redacted] in the late 1960s. If he is, obtain his comments concerning Mikva.

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SAN FRANCISCO DIVISION:

No leads. For information only.

2*

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☒ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 9/7/94

FM FBI WMFO (161D-HQ-1077114) (P) (A-1)

TO DIRECTOR FBI/PRIORITY/

FBI ATLANTA/PRIORITY/

FBI BOSTON/PRIORITY/

FBI CHICAGO/PRIORITY/

FBI MILWAUKEE/PRIORITY/

FBI NEW YORK/PRIORITY/

FBI ST LOUIS/PRIORITY/

BT


UNCLAS

CITE: //3920//

SUBJECT: ABNER JOSEPH MIKVA; SPIN; BUDED: 9/12/94; OO:

BUREAU.

RE FBIHQ AIRTEL, DATED 8/30/94 (COPIES TO CHICAGO,
MILWAUKEE, AND ST. LOUIS).

Approved: 

Original filename: _____

Time Received: _____

Telprep filename: _____

MRI/JULIAN DATE: _____

ISN: _____

FOX DATE & TIME OF ACCEPTANCE: _____

^PAGE 2 WMFO (161D-HQ-1077114) UNCLAS

FOR THE INFORMATION OF ATLANTA, BOSTON, AND NEW YORK, FBIHQ HAS BEEN REQUESTED BY THE WHITE HOUSE TO CONDUCT A LEVEL I BACKGROUND INVESTIGATION (BI) OF THE APPOINTEE IN CONNECTION WITH AN UNSPECIFIED HIGH-LEVEL WHITE HOUSE STAFF POSITION. HOWEVER, IN THE NEWS MEDIA, IT HAS REPORTED THE PRESIDENT HAS PREVIOUSLY ANNOUNCED THAT THE APPOINTEE WILL BE COUNSEL TO THE PRESIDENT. APPOINTEE WAS BORN ON 1/21/26, AT MILWAUKEE, WI; RESIDES AT [REDACTED] WDC; AND HAS SSAN: 394-16-5242.

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A PREVIOUS 77 BI WAS CONDUCTED IN 1977. APPOINTEE HAS BEEN A JUDGE ON THE U.S. COURT OF APPEALS FOR THE DISTRICT OF COLUMBIA CIRCUIT SINCE 9/79, AND HE HAS BEEN ITS CHIEF JUDGE SINCE 1/91.

FIELD OFFICES ARE REMINDED THAT THE INVESTIGATIVE STATUS OF A BI, ALL DEADLINES AND THE POSITION FOR WHICH THE APPOINTEE IS BEING CONSIDERED SHALL NOT BE DISCLOSED TO ANY INTERVIEWEES. IF, DURING THE COURSE OF THE INVESTIGATION, INTERVIEWEES PROVIDE THE NATURE OF THE POSITION, THAT INFORMATION IS NOT TO BE FURTHER DIVULGED OUTSIDE THE FBI.

^PAGE 3 WMFO (161D-HQ-1077114) UNCLAS

APPOINTEE LISTED MEMBERSHIP ON BOARD OF DIRECTORS OF
EAST-WEST PARLIAMENTARY GROUP (EWPG) FROM 1991 TO THE PRESENT.
WMFO HAS DETERMINED APPOINTEE SUBMITTED A LETTER OF
RESIGNATION, DATED 8/30/94. VERIFICATION OF MEMBERSHIP IN
EWPG CAN BE MADE THROUGH [REDACTED] EWPG,
AMSTERDAM, THE NETHERLANDS, TEL: [REDACTED]

APPOINTEE KNOWN TO THE FOLLOWING PERSONS:

[REDACTED]

2) JUDGE PATTI SARIS

U.S. DISTRICT COURT, BOSTON, MA

TEL: (617) 223-4831

(SARIS CO-AUTHORED A BOOK WITH THE APPOINTEE)

3) JUDGE ANTHONY SCARIANO

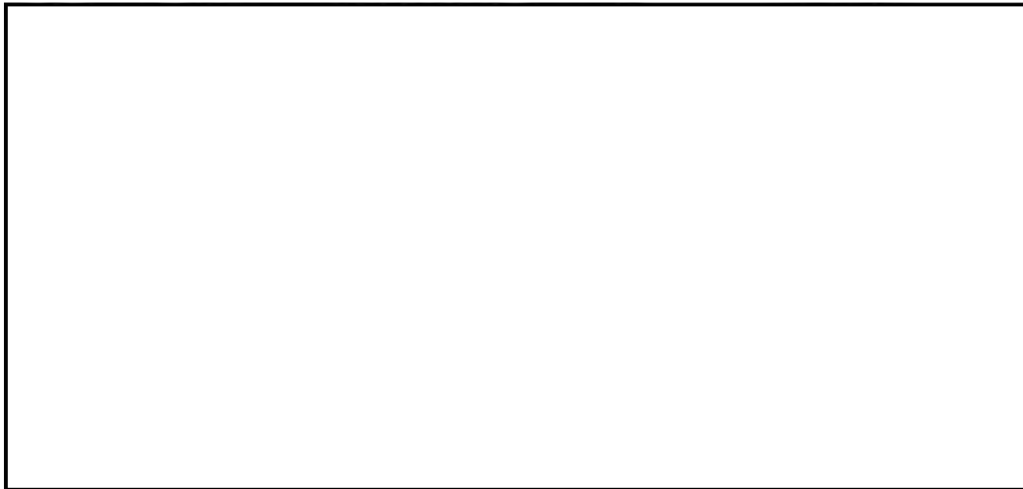
ILLINOIS APPELLATE COURT, CHICAGO, IL

TEL: (312) 793-5450, DIRECT LINE: (312) 793-5455

[REDACTED]

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7) HONORABLE HUBERT L. WILL
SENIOR JUDGE, U.S. DISTRICT COURT, NORTHERN DISTRICT OF
ILLINOIS, EASTERN DIVISION AT CHICAGO
219 S. DEARBORN, CHICAGO, IL
TEL: (312) 435-5610



9) LEONARD ZUBRENSKY
828 N. BROADWAY, MILWAUKEE, WI
TEL: (414) 276-4557

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^PAGE 5 WMFO (161D-HQ-1077114) UNCLAS

10) HONORABLE JOHN W. REYNOLDS

CHIEF JUDGE, U.S. DISTRICT COURT FOR THE EASTERN DISTRICT
OF WISCONSIN

471 FEDERAL OFFICE BLDG, MILWAUKEE, WI



b6
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13) VICTOR GOTBAUM

CITY UNIV OF NY GRADUATE SCH

25 WEST 43RD ST, NY, NY

TEL: (212) 391-0410, HOME TEL: (212) 643-9728

14) WILLIAM HUNGATE

HUNGATE RESEARCH CONSULTANT CO.

180 WEIDMAN RD, MANCHESTER, MO

TEL: (314) 391-1360

FBIHQ IS REQUESTED TO VERIFY APPOINTEE'S ASSOCIATION WITH
EWPG IN THE NETHERLANDS.

^PAGE 6 WMFO (161D-HQ-1077114) UNCLAS

LEADS.

ATLANTA AT ATLANTA, GEORGIA.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

BOSTON AT BOSTON, MASSACHUSETTS.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

CHICAGO AT CHICAGO, ILLINOIS.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

MILWAUKEE AT MADISON, WISCONSIN.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

MILWAUKEE AT MILWAUKEE, WISCONSIN.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

NEW YORK AT HEMPSTEAD, NEW YORK.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

NEW YORK AT NEW YORK, NEW YORK.

^PAGE 7 WMFO (161D-HQ-1077114) UNCLAS

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

ST. LOUIS AT MANCHESTER, MISSOURI.

CONDUCT APPROPRIATE INTERVIEW(S), NOTING THAT BUDED MUST
BE MET WITHOUT FAIL.

DIRECT RESULTS/QUESTIONS TO PSS [REDACTED] SPIN UNIT,
FBIHQ, RM 4371, EXT. [REDACTED] SPIN UNIT FACSIMILE NUMBER IS
(202) 324-2574. ALL OFFICES NOTE THAT BUDED MUST BE MET
WITHOUT FAIL.

BT

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 8/15/94

TO : DIRECTOR, FBI
 ATTN: [REDACTED] SPIN UNIT
 FROM: SAC, SAN FRANCISCO (161-0)
 SUBJECT : ABNER MIKVA
 INFORMATION CONCERNING

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[REDACTED] Re San Francisco telephone call to FBIHQ [REDACTED]
 dated 8/12/94.

On 8/11/94 [REDACTED] provided the content of this communication. [REDACTED] is not only a reliable informant that has been open since 1982, but is also an historian when it comes to American politics. The source provided the following:

On 8/11/94, President CLINTON announced in the Rose Garden that he is appointing ABNER MIKVA, a federal judge from Washington, D.C., as his Chief Counsel to the President, replacing LLOYD CUTLER.

ABNER MIKVA, DOB 1/21/26, graduated from the University of Chicago, served in the U.S. Army during World War II, and practiced law from 1952-68. In 1968, he was elected to the U.S. Congress (Democrat) as a representative of the Second District in the State of Illinois.

In late 1967 or early 1968, MIKVA was investigated by [REDACTED]

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2 - Bureau
 2 - San Francisco

(1 - [REDACTED])
 RJB/sdm
 (4)

"Treat As Original"

[Handwritten signature]

Approved: _____

Transmitted _____

(Number) (Time)

Per _____

66-0
RJB/sdm

In the October, 1969, Congressional Record, Congressman WAYNE HAYS, also a democrat, was quoted accusing MIKVA of being "an unwitting tool of North Vietnam."

On April 24, 1971, ABNER MIKVA marched down Pennsylvania Avenue in Washington, D.C., during an anti-war demonstration under Viet Cong flag, along with units of the Communist Party USA, and the Abraham Lincoln Brigade. MIKVA also spoke at this rally.

The 1974 Almanac of American Politics describes MIKVA "as a Congressman he was known as an anti-war activist"... "was under Pentagon surveillance in 1968."

The above is being provided to the Bureau solely for information purposes.

REQUEST FOR CREDIT CHECK

-----~~AUG 32~~- 9 09 AM '94

DATE 08/31/94

TO: CONTRACTOR
FROM: SPECIAL INQUIRY UNIT (SPIN), CID

ATTENTION: ROOM 4371

EXT.

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-----RESPONSE CRITERIA-----

10 WORK DAYS

-----TYPE OF REQUEST-----

SUITABILITY

SUBJECT'S NAME: MIKVA, ABNER JOSEPH

MAIDEN:

DATE OF BIRTH (DOB): 01/21/26 PLACE OF BIRTH (POB): MILWAUKEE, WI

SEX: M SOCIAL SECURITY ACCOUNT NUMBER (SSAN): 394-16-5242

SPOUSE'S NAME:
AKA:

SUBJECT'S CURRENT
ADDRESS:

WASHINGTON, DC 20003

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SUBJECT'S
ADDRESS(ES)
FOR LAST

SEVEN (7) YEARS:

WASHINGTON, DC 20003

ENCLOSURE - RELEASE FORM TO BE ATTACHED

SPIN 10 DAY E
00000049 940901 124130 16

MIKVA. ABNER JOSEPH

WASHINGTON, DC 20003

SSN: 394165242

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     CC      CC      BB      BB      RR      RR
    CC      BB      BB      RR      RR
   CC      BBBBBBB      RRRRRRR
  CC      BB      BB      RR      RR
 CC      CC      BB      BB      RR      RR
CCCCC      BBBBBBB      RR      RR

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E A S Y R E A D
CREDIT BUREAU REPORTS, INC.
BOX 36403 HOUSTON, TX 77236

----- IDENTIFICATION -----
----- MULTIPLE 1 -----

NAME: MIKVA, ABNER J SSN: 394165242 DOB: 01-21-26

ADDRESS: [REDACTED] WASHINGTON, DC 20003 DATE: 12-91
3RD CONSTITUTION AV WASHINGTON, DC 20001 08-90
[REDACTED] WASHINGTON, DC 20003 12-85

EMPLOYER:
OCCUPATION: JUDGE

FORMER EMPLOY:
OCCUPATION: US CIRCUIT JUDGE

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CREDITOR NAME		ECOA	TYPE	ACCOUNT		TRADE	MOP	HIST	PAYMENT	REMARKS	
CREDITOR #	DLR	DO	DLA	HIGH	TERM	BAL	PAST	PATTERN	30	60	90
LORD & TAY		J	R				1	99			
906DC00151	07-94	03-80	07-94	179		0					CURRENT
MELLON FIN		J	I				1	9			
906FM06137	07-94	10-93	07-94	196000	1000 194000						CURRENT
HOME LOAN											
HECHT CO		J	I				1	2			
491DC80725	07-94	04-94	07-94	0		0					CURRENT
HECHT CO		J	R				1	99			
491DC02872	07-94	12-79	07-94	400		0					CURRENT
NORDSTROM		S	R				1	55			
701DC00529	08-94	09-89	08-94	156		0					CURRENT
MELLON PCL		I	R				1	30			
497BB00057	07-94	07-91	07-94	110000	877 80000						CURRENT
SECURED CREDIT LINE											
FIRST CARD		I	R				1	10			
155ON00085	07-94	08-88	07-94	15000	81 4190						CURRENT
AMOUNT IN H/C COLUMN IS CREDIT LIMIT											
WOODIES		J	R				1	99			
491DC05479	07-94	11-79	07-94	4500		0					CURRENT
CHARGE											
AMOUNT IN H/C COLUMN IS CREDIT LIMIT											

CREDITOR NAME		ECOA	TYPE	ACCOUNT NUMBER		MOP	HIST	PAYMENT	REMARKS
CREDITOR #	DLR	DO	DLA	HIGH	TERM	BAL	PAST	PATTERN	30 60 90
FCNB PRFCH		A	R				1	99	CURRENT
906DM00010	06-94	04-82	01-94	825	25	0			
NATIONSBNK		J	R				1	99	CURRENT
801BB01571	06-94	05-83	03-94	16000	50	0			
LINE OF CREDIT									
AMOUNT IN H/C COLUMN IS CREDIT LIMIT									
RNB-M FLDS		I	R				1	12	CURRENT
613DC15349	04-94	01-51	04-94	5000		0			
CHARGE									
HECHT CO		J	I				1	43	CURRENT
491DC80725	03-94	08-90	03-94	1804		0			
J C PENNEY		I	R				1	56	CURRENT
906DC00185	10-93	10-67	10-93	46		0			
CHARGE									
FIRST CARD							B	61	CR CR LOST
155ON00085	09-93	08-88	02-93						
AMOUNT IN H/C COLUMN IS CREDIT LIMIT									
MBGA/HECHI		J	R				1	12	CURRENT
404BB04028	06-93	01-87	06-93	680		0			
S NATL MTG		J	I				1	64	CURRENT
848FM00684	03-93	03-87	02-92	153000	1000	0			
ACCOUNT TRANSFERRED									
REAL ESTATE MORTGAGE									
SEARS		I	R				1	47	CURRENT
906DC00029	02-93	06-73	02-93	4608		0			
AMOUNT IN H/C COLUMN IS CREDIT LIMIT									
BANCOKLA M		J	I				1	1	CURRENT
606FM00882	03-92	11-87	03-92	153000	1000	0			
MELLON BK		J	R				1	28	CURRENT
491BB85066	10-91	04-87	06-91	0		0			
CLOSED ACCOUNT									
LINE OF CREDIT									
CITIZENS		I	I				1	5	CURRENT
491BB26380	08-91	03-91	07-91	16000	333	0			
FIRST CARD		I	R				1	7	CURRENT
155ON00085	05-91	08-87	11-88	10000		0			
ACCOUNT CLOSED BY CONSUMER									
AMOUNT IN H/C COLUMN IS CREDIT LIMIT									
GARFINCKEL		S	R				1	96	CURRENT
491DC02682	08-90	02-82	04-90	300		0			

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----- CREDITOR IDENTIFICATION -----

801BB01571	NATIONSBNK	(410) 290-4000
848FM00684	S NATL MTG	(919) 000-0000
850BB23729	CRESTAR BK	(804) 287-9002
906DC00029	SEARS	BY MAIL ONLY
906DC00151	LORD & TAY	(212) 545-4800
906DC00185	J C PENNEY	BY MAIL ONLY
906DM00010	FCNB PRFCH	BY MAIL ONLY
906FM06137	MELLON FIN	(303) 837-2000

----- CONSUMER REFERRAL DATA -----

VENDOR:	C B I	LOCATION:	EQUIFAX CREDIT INFO SERVICES
BUREAU ID:	CBI		5505 PEACHTREE DUNWOODY 600
PULL DATE:	940901		ATLANTA, GA 30342
PULL TIME:	124554		(404) 250-4100

----- CBR CUSTOM SCORING -----

CUSTOMER NUMBER:	00000049	INPUT DATE:	940901	SCORE MODEL:	S515P049
ACCESS PORT:	16	INPUT TIME:	124130	SCORE VERSION:	A

	SCORE	LEVEL	REASONS
FULL REPORT	524	P	
MULTIPLE 1	524	P	

----- END OF REPORT -----

August 31, 1994

TO: INVESTIGATION BACKGROUND BRANCH (IIB)
OPM
ATTN: [REDACTED]

b6
b7C

FROM: SPECIAL INQUIRY UNIT
FBI HEADQUARTERS

PLEASE SEARCH THE FOLLOWING NAMES THROUGH OPM RECORDS:

NAME	DOB	SSAN
ABNER JOSEPH MIKVA	1/21/26	394-15-5242

NR

b6
b7C

IF ANY QUESTIONS, PLEASE CALL [REDACTED] at
[REDACTED] SPIN UNIT FAX NUMBER IS 324-2574.

b6
b7C

BUREAU DEADLINE: 09/07/94

BY COURIER

RETURN TO ROOM 4371 TL 114

DATE: 08/31/94

EXT. [REDACTED]

b6
b7C

TO: DIRECTOR, CENTRAL INTELLIGENCE AGENCY

① ATTENTION: DEPUTY DIRECTOR FOR OPERATIONS
1 ATTENTION: DIRECTOR OF SECURITY

FROM: DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

SUBJECT: ABNER JOSEPH MIKVA
AKA:

NEE:

NO RECORD

SEP 07 1994

SURFACED IN DIRECTORATE OF OPER.

NAME CHECK REQUEST

IT IS REQUESTED THIS BUREAU BE FURNISHED ALL INFORMATION AVAILABLE IN THE FILES OF YOUR DIVISION, CONCERNING CAPTIONED SUBJECT. POSITIVE INFORMATION SHOULD BE ATTACHED TO A COPY OF THIS FORM CLASSIFIED WHERE APPROPRIATE AND RETURNED TO THIS BUREAU. IF THE REQUESTED CHECK IS NEGATIVE, A STAMPED NOTATION TO THIS EFFECT AND RETURN OF A COPY OF THIS FORM IS REQUESTED.

DATE/PLACE OF BIRTH SSN SEX MARITAL STATUS SPOUSE NAME

MILWAUKEE, WI
01/21/26

394-16-5242

M MARRIED

b6
b7C

RESIDENCE ADDRESS

OCCUPATION

[REDACTED]
WASHINGTON, DC 20003

CHIEF JUDGE

CURRENT EMPLOYER

FORMER EMPLOYMENTS

UNITED STATES COURT OF APPEALS
333 CONSTITUTION AVE
WASHINGTON, DC 20001

NOT AVAILABLE

ADDITIONAL REMARKS:

COUNTRIES VISITED: BULGARIA
UNITED KINGDOM
INDIA
LITHUANIA

① - DEPUTY DIRECTOR FOR OPERATIONS
1 - DIRECTOR OF SECURITY
SPIN: ABNER JOSEPH MIKVA

SPECIAL INQUIRY

BUREAU DEADLINE: 09/07/94

BY COURIER
RETURN TO ROOM 4371 TL 114
EXT. [REDACTED]

DATE: 08/31/94

b6
b7C

TO: DIRECTOR, CENTRAL INTELLIGENCE AGENCY
1 ATTENTION: DEPUTY DIRECTOR FOR OPERATIONS
1 ATTENTION: DIRECTOR OF SECURITY

FROM: DIRECTOR, FEDERAL BUREAU OF INVESTIGATION

SUBJECT: ABNER JOSEPH MIKVA
AKA:

NEE:

NAME CHECK REQUEST

IT IS REQUESTED THIS BUREAU BE FURNISHED ALL INFORMATION AVAILABLE IN THE FILES OF YOUR DIVISION, CONCERNING CAPTIONED SUBJECT. POSITIVE INFORMATION SHOULD BE ATTACHED TO A COPY OF THIS FORM CLASSIFIED WHERE APPROPRIATE AND RETURNED TO THIS BUREAU. IF THE REQUESTED CHECK IS NEGATIVE, A STAMPED NOTATION TO THIS EFFECT AND RETURN OF A COPY OF THIS FORM IS REQUESTED.

DATE/PLACE OF BIRTH	SSN	SEX	MARITAL STATUS	SPOUSE NAME
MILWAUKEE, WI 01/21/26	394-16-5242	M	MARRIED	[REDACTED]
RESIDENCE ADDRESS		OCCUPATION		
[REDACTED] WASHINGTON, DC 20003		CHIEF JUDGE		
CURRENT EMPLOYER		FORMER EMPLOYMENTS		
UNITED STATES COURT OF APPEALS 333 CONSTITUTION AVE WASHINGTON, DC 20001		NOT AVAILABLE		
ADDITIONAL REMARKS: COUNTRIES VISITED: BULGARIA UNITED KINGDOM INDIA LITHUANIA				

b6
b7C

1 - DEPUTY DIRECTOR FOR OPERATIONS
1 - DIRECTOR OF SECURITY
SPIN: ABNER JOSEPH MIKVA

SPECIAL INQUIRY

NO RECORD

DCII CHECK REQUEST FORM

** SUBJECT IDENTIFICATION **

PLEASE RETURN TO PSS [REDACTED] ROOM [REDACTED]
UNIT NAME: SPECIAL INQUIRY

b6
b7c

SUBJECT: MIKVA, ABNER, JOSEPH

DOB: 26/01/21

SSAN: 394-16-5242

OTHER-NAMES:

no record

CHECK CONDUCTED BY: *[Signature]* ON: _____

01 MIKVA, ABNER, JOSEPH
*** ?NO RECORD FOUND

DB=260121 SS=394165242 PB=

↓

?SEL-NEXT
4B

NUM

RNTR/PF-4 EXT/PF-5 CMD = --

— 33

01 MIKVA, ABNER, JOSEPH
*** ?NO RECORD FOUND

DB=260121 SS=394165242 PB=

↓

?SEL-NEXT
4B

NUM

RNTR/PF-4 EXT/PF-5 CMD = --

— 33

Federal Bureau of Investigation Records/Operations Sections

FR UTD

19

- ☐ Name Searching Unit, 4989, TL# 121
☐ Service Unit, 4654, TL# 225
☐ Special File Room, 5991, TL# 122
☐ Forward to File Review, 5447, TL# 143
☐ Attention
☐ Return to

b6

b7C

Supervisor, Room, TL# , Ext.

Scope of Search: (Check One)

- ☐ Automated Data Base - 5 & 20
☐ Automated Data Base - 5 & 30
☐ Unrestricted (ADB & Inactive Index)

URGENT

Type of Search Requested:

- ☐ All References (Security & Criminal)
☐ Security Search
☐ Criminal Search
☐ Main

SEP 01 1994

References Only

Special Instructions:

- ☐ Exact Name Only (On the Nose)
☐ Buildup ☐ Variations
☐ Restricted to Locality of

Subject

Abner Joseph Mikva

AKA(s)

Birthdate & Place

1/21/26

Milwaukee WI

SSAN

3941165242

Localities

WI DC

R#

5102

Date

9/1/94

Searcher Initials

115

Prod.

5 SPIN

File Number	Serial	Ident	ADB	Inactive	Date of Ref M/Y
1601	D-40-1077114	✓	✓		HA
194	-64216PS	✓	✓		677
116	-372837-3EP20PS		✓		84
	Mikva, Abner J (Bkdn)				10
62	-52025-1082 PS		✓		
			✓		
77	-137689	✓	✓		
94	-1-32555-168X1P2		✓		
100	-457655-4EP10	✓	✓		
62	-96529-295EP4PS		✓		
62	-114406-79		✓		
100	-442529-2025p441		✓		
100	-446453-155		✓		
100	-454565-A-236 Evening	✓	✓		
	Star Washington	✓	✓		
100	-457588-19p14		✓		

b3

b7E

SEP 13 1994

FBI/DOJ

Numerous Reference Search Slip

FR UTD

Subject

Abner Joseph Mikva

R#

Date

9/1/94

Searcher Initials

115

Prod.

11

File Number

Serial

Ident

ADB

Inactive

Date of
Ref M/YCovered
in 1979 DNR

100-466545-20 EP10

✓

✓

NP

157-6-54-3460 PS

✓

✓

NP

62-21775-2168

✓

✓

NP

100-437464-3

✓

✓

NP

157-6-52-852 EP2 PE

✓

✓

Mikva, Abner (Bkdn)

NP

9-62663 PS

✓

✓

NP

62-117455-828

✓

✓

NP

62-112228-9-332

✓

✓

NP

[Redacted]

b3

b7E

NP

[Redacted]

NP

100-3-14-3945 p38, 3946 p30 PS

✓

✓

Covered
by name check

100-361031-1391 EP9 PS

✓

✓

NP

100-444394-79 p21

✓

✓

Covered
by name check

100-454565-1011 EP4

✓

✓

NP

464 EP2

✓

✓

NP

100-457655-415

✓

✓

Covered by
1999 DNR

100-459771-253 EP36

✓

✓

NP

100-463195-987 EP18

✓

✓

NP

100-106670-A Chicago Tribune

✓

✓

Som 4/19/66 Chicago IL

ES/31/66

NP

100-367494-48 PS

✓

✓

NP

100-368365-54 PS

✓

✓

NP

100-423281-32 PS

✓

✓

NP

62-102708-43 PS

✓

✓

Mikva, AJ (Bkdn)

NR

SEP 1 1994

SSSS PPPP EEE CCCC IIIII A
S P P C I A A
SSSS PPPP EE C I AAAAA L
S P E C I A A L
SSSS P EEEE CCCC IIIII A A LLLLL

SPECIAL INQUIRY (SPIN) UNIT
FEDERAL BUREAU OF INVESTIGATION
RECORDS/OPERATIONS SECTIONS

DATE: 08/31/94

BUDED: 09/07/94

X NAME SEARCHING UNIT, NEWINGTON ANNEX

X FORWARD TO FILE REVIEW : RM 6712

X RETURN TO: [REDACTED] ROOM 4371, EXT. [REDACTED]

SCOPE OF SEARCH: UNRESTRICTED (ADB)

TYPE OF SEARCH REQUESTED: ALL REFERENCES (SECURITY & CRIMINAL)

FR UTD , 19

SPECIAL INSTRUCTIONS: X SIX WAY PHONETIC

SUBJECT IS DESCRIBED AS FOLLOWS:

NAME: MIKVA, ABNER, JOSEPH *

DOB: 01/21/26

POB: MILWAUKEE, WI *

SSAN: 394-16-5242

LOCALITIES: DC

RELATIVES: FR UTD , 19

SPECIAL INSTRUCTIONS: X THREE WAY SEARCH

RELATIONSHIP	NAME	DOB	LOCALITIES

b6
b7C

b6
b7C

Standard Form 86
Revised December 1990
U.S. Office of Personnel Management
FPM Chapter 732

QUESTIONNAIRE FOR SENSITIVE POSITIONS (For National Security)

Form approved:
O.M.B. No. 3206-0007
NSN 7540-00-634-4036
86-110

Part 1

OPM
USE
ONLY

Codes

Case Number

Agency Use Only (Complete items A through P using instructions in FPM Supplement 296-33)

A Type of Investigation	B Extra Coverage	C Sensitivity Level	D Access	E Nature of Action Code	F Date of Action	Month	Day	Year
G Geographic Location	H Position Code	I Position Title						
J SON	K Location of Official Personnel Folder	None NPRC At SON	Other Address ZIP Code					
L SOI	M Location of Security Folder	None At SOI NPI	Other Address ZIP Code					
N OPAC-ALC Number	O Accounting Data and/or Agency Case Number							
P Requesting Official	Name and Title		Signature		Telephone Number		Date	

Persons completing this form should begin with the questions below. Please type or print your answers.

1 FULL NAME	• If you have only initials in your name, use them and State (IO). • If you have no middle name, enter "NMN."		- If you are a "Jr.," "Sr.," "II," etc., enter this in the box after your middle name.	2 DATE OF BIRTH
Last Name	First Name	Middle Name	Jr., II, etc.	Month Day Year
Mikva	Abner	Joseph		01 21 26
3 PLACE OF BIRTH	• Use the two letter code for the State.			4 SOCIAL SECURITY NUMBER
City	County	State	Country (if not in the United States)	394 - 16 - 5242
Milwaukee	Milwaukee	WI		
5 OTHER NAMES USED	Give other names you used and the period of time you used them (for example: your maiden name, name(s) by a former marriage, former name(s), alias(es), or nickname(s)). If the other name is your maiden name, put "nee" in front of it.			
Name	Month/Year	To	Name	Month/Year
Name	Month/Year	To	Name	Month/Year
6 OTHER IDENTIFYING INFORMATION	Height (feet and inches)	Weight (pounds)	Hair Color	Eye Color
	5'10"	170	white	Brown
7 TELEPHONE NUMBERS	Work (include Area Code and extension) (X) Day (202) 273-0375 () Night ()		Home (include Area Code) () Day () (X) Night (202) 543-9360	
8 CITIZENSHIP	a Mark the box at the right that applies to you and follow the instructions next to the box you marked.			
	I am a U.S. citizen by birth in the U.S.		Answer Items b and d	
	I am a U.S. citizen, but I was NOT born in the U.S.		Answer Items b, c, and d	
	I am not a U.S. citizen.		Answer Items b and e	
			b Your Mother's Maiden Name Ida Fishman	

C UNITED STATES CITIZENSHIP If you are a U.S. Citizen, but were not born in the U.S., provide information about one or more of the following proofs of your citizenship.

Naturalization Certificate (Where were you naturalized?)

Court	City	State	Certificate Number	Month/Day/Year issued

Citizenship Certificate (Where was the certificate issued?)

City	State	Certificate Number	Month/Day/Year issued

State Department Form 240 - Report of Birth Abroad of a Citizen of the United States

Give the date the form was prepared and give an explanation if needed.	Month/Day/Year	Explanation

U.S. Passport

This may be either a current or previous U.S. Passport.

Passport Number

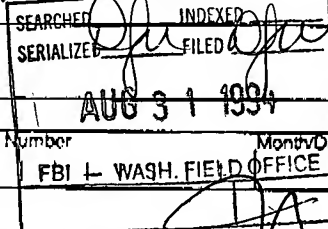
Month/Day/Year issued

d DUAL CITIZENSHIP If you are (or were) a dual citizen of the United States and another country, provide the name of that country in the space to the right.

Country

e ALIEN If you are an alien, provide the following information:

Place You Entered the United States:	City	State	Date You Entered U.S.	Country of Citizenship
			Month Day Year	
Alien Registration Number				



9 WHERE YOU HAVE LIVED

Fill in your full address for every place you have lived beginning with the present (#1) and working backward 15 years.

- If you attended school away from your permanent residence, list the address you lived at while attending school.
- For any address in the past 3 years:
 - List a person who knew you at that address, preferably someone who still lives in that area.
 - If address listed is "General Delivery," a Rural Route, or Star Route, provide directions for locating the residence on an attached continuation sheet, and show the block #.

#1	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
Present	6/80 to present			Washington	DC	20003
Name of Person Who Knows You						
#2	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
	09/79 to 6/80	3332 Quesada, N.W.		Washington	DC	20015
Name of Person Who Knows You						
#3	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
	6/73 to 9/79	1015 Sheridan Road		Evanston	IL	60626
Name of Person Who Knows You						
#4	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
	To					
Name of Person Who Knows You						
#5	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
	To					
Name of Person Who Knows You						
#6	Month/Year Month/Year	Street Address	Apt. #	City (Country)	State	ZIP Code
	To					
Name of Person Who Knows You						

10 WHERE YOU WENT TO SCHOOL

Fill in information about schools you have attended, beyond Junior High School, beginning with the most recent (#1) and working backward 15 years. Also list College or University degrees received beyond 15 years.

- For schools you attended in the past 3 years, list a person who knew you at school (such as an instructor or a student).
- For correspondence schools and extension classes, list records location address.
- In the "Code" block, use one of these codes: 1 - High School 2 - College/University 3 - Vocational/Trade School

#1	Month/Year Month/Year	Code	Name of School	Degree/Diploma/Other (show each degree and date received if Code 2)	Month/Year
	9/40 to 6/43	1	Washington High School	Diploma	6/43
Street Address and City (Country) of School					
2500 Sherman Boulevard, Milwaukee					
Name of Person Who Knew You					
#2	Month/Year Month/Year	Code	Name of School	Degree/Diploma/Other (show each degree and date received if Code 2)	Month/Year
	9/48 to 6/51	2	University of Chicago Law School	J.D., 1951	6/51
Street Address and City (Country) of School					
1111 East 60th Street, Chicago					
Name of Person Who Knew You					
#3	Month/Year Month/Year	Code	Name of School	Degree/Diploma/Other (show each degree and date received if Code 2)	Month/Year
	To				
Street Address and City (Country) of School					
Name of Person Who Knew You					

Enter your Social Security Number before going to the next page

→ 304 - 16 - 5241

11 YOUR EMPLOYMENT ACTIVITIESFill in your employment activities, beginning with the present (#1) and working backward 15 years. **INCLUDE:**

- all full-time work
- all part-time work
- all paid work
- active military duty
- self-employment
- all periods of unemployment

IN THE NUMBERED ACTIVITY SECTION USE ONE OF THESE CODES IN THE CODE BLOCK:

- | | | | |
|-----------------------------------|--|--|-----------|
| 1 - Active military duty stations | 5 - State Government (Non-Federal) employment | 7 - Unemployment (Enter name of person who can verify) | 9 - Other |
| 2 - National Guard/Reserve | 6 - Self-employment (Enter business name and/or name of person who can verify) | 8 - Federal Contractor (list Contractor, not Federal agency) | |
| 3 - U.S.P.H.S. Commissioned Corps | | | |
| 4 - Other Federal employment | | | |

FOR EACH ACTIVITY SECTION, provide information requested. For example, if you had worked at XY Plumbing in Denver, CO, for 3 separate periods of time, you would enter dates and information concerning the most recent period of employment first, and provide dates, position titles, and supervisors for the two previous periods of employment in the appropriate blocks below that information. (For locations outside the U.S., show city and country.)

#1	Month/Year Present 9/79	Month/Year present 4	Code 4	Employer's Name/Military Service/Unemployment or Self-Employment Verifier United States Court of Appeals	Your Position Title Chief Judge	b6 b7C
Employer's/Verifier's Street Address 333 Constitution Avenue				City (Country) Washington	State DC	ZIP Code 20001
Street Address of Job Location (if different than Employer's Address)				City (Country)	State	ZIP Code
Supervisor's Name & Street Address (if different than Job Location) Circuit Executive- WMFO				City (Country)	State	ZIP Code
						Telephone Number (202) 237-93

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Your Position Title & Supervisor's Name
To		To	

→ you'll probably need to get additional "outside" names to complement your 25.

#2	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title
Employer's/Verifier's Street Address				City (Country)	State
Street Address of Job Location (if different than Employer's Address)				City (Country)	State
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State
					ZIP Code
					Telephone Number

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Your Position Title & Supervisor's Name
To		To	

#3	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title
Employer's/Verifier's Street Address				City (Country)	State
Street Address of Job Location (if different than Employer's Address)				City (Country)	State
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State
					ZIP Code
					Telephone Number

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Your Position Title & Supervisor's Name
To		To	

Enter your Social Security Number before going to the next page

→ 384 - 116 - 5842

Page 3

YOUR EMPLOYMENT ACTIVITIES (Continued)

#4	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title		
Employer's/Verifier's Street Address				City (Country)	State	ZIP Code	Telephone Number ()
Street Address of Job Location (if different than Employer's Address)				City (Country)	State	ZIP Code	Telephone Number ()
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State	ZIP Code	Telephone Number ()

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Month/Year To	Your Position Title & Supervisor's Name

#5	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title		
Employer's/Verifier's Street Address				City (Country)	State	ZIP Code	Telephone Number ()
Street Address of Job Location (if different than Employer's Address)				City (Country)	State	ZIP Code	Telephone Number ()
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State	ZIP Code	Telephone Number ()

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Month/Year To	Your Position Title & Supervisor's Name

#6	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title		
Employer's/Verifier's Street Address				City (Country)	State	ZIP Code	Telephone Number ()
Street Address of Job Location (if different than Employer's Address)				City (Country)	State	ZIP Code	Telephone Number ()
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State	ZIP Code	Telephone Number ()

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Month/Year To	Your Position Title & Supervisor's Name

#7	Month/Year To	Month/Year To	Code	Employer's Name/Military Service/Unemployment or Self-Employment Verifier	Your Position Title		
Employer's/Verifier's Street Address				City (Country)	State	ZIP Code	Telephone Number ()
Street Address of Job Location (if different than Employer's Address)				City (Country)	State	ZIP Code	Telephone Number ()
Supervisor's Name & Street Address (if different than Job Location)				City (Country)	State	ZIP Code	Telephone Number ()

PREVIOUS PERIODS OF THE SAME ACTIVITY AND LOCATION - IF CONTINUATION SHEET IS USED, SHOW BLOCK #

Month/Year To	Month/Year To	Your Position Title & Supervisor's Name	Month/Year To	Month/Year To	Your Position Title & Supervisor's Name

Enter your Social Security Number before going to the next page

→ | | | - | | - | | |

12 PEOPLE WHO KNOW YOU WELL
List two people who know you well and live in the United States.
• Don't list spouse, other relatives, or former spouses.

Try not to list anyone mentioned in item 9, 10, or 11.

Name	Number Years Known	Telephone Number: Day (24) or Night ()
#1 Kastenmeier, Robert Home Address 2800 27th Street City (Country) Arlington State Va. ZIP Code 22207	25	703) 525-7484
Name	Number Years Known	Telephone Number: Day (24) or Night ()
#2 Wald, Patricia M Home Address 2101 Connecticut Ave., N.W. City (Country) Washington State DC ZIP Code 20008	15	(202) 273-0632

13 YOUR OUTSIDE ACTIVITIES
List any activities which you may wish to have considered as reflecting favorably on your reputation for leadership, responsibility, honesty, and integrity in the last 15 years. (Response Optional)

Month/Year	Month/Year	Activity	Location of Activity City (Country)	State
#1	6/83	represent American Bar Association	Washington	DC
#2	1/94	pres/ U.S. Judicial Conference	Washington	DC
#3	10/86	pres U.S. Ass'n Former Members of Congress	Washington	DC

14 YOUR FOREIGN ACTIVITIES

	Yes	No
a. Do you have any foreign property, business connections, or financial interests?		X
b. Are you now or have you ever been employed by or acted as a consultant for a foreign government, firm, or agency?		X
c. In the last 15 years, have you had continuing contact with a national of any foreign country designated by the agency instructing you to fill out this form? (NOTE: If the agency wants you to answer this question, it will provide you with a list of countries.)		X

If you answered "Yes" to a, b, or c, explain in the space below:

15 FOREIGN COUNTRIES YOU HAVE VISITED

List foreign countries you have visited, beginning with the most current (#1) and working backward 15 years.

• Do not include countries covered in items 9, 10, and 11.

• In the "Code" block, use one of these codes: 1 - Business

2 - Pleasure

3 - Education

4 - Other

Month/Year	Month/Year	Code	Country	Month/Year	Month/Year	Code	Country
#1	7/90 to 7/94	4	Bulgaria	#3	1/94 to 2/94	4	India
#2	5/94 to 5/94	4	England	#4	9/93 to 9/93	4	Lithuania

16 YOUR MILITARY HISTORY

	Yes	No
a. Have you served in the United States military?	X	
Have you served in the United States Merchant Marine?		X

• If your answer to both questions is "No," GO TO QUESTION 17.
• If your answer to either question is "Yes," GO TO b.

b. Starting with the most current (#1) and working backward, enter information for all periods of active service into the table below.

• Mark "O" block for Officer or "E" block for Enlisted.

• In the "Code" block, use one of these codes:

1 - Air Force 2 - Army 3 - Navy 4 - Marine Corps 5 - Coast Guard 6 - Merchant Marine 7 - National Guard

Month/Year	Month/Year	Code	Service/Certificate #	O	E	Status (Mark "X" in appropriate blocks - use State Code for National Guard)					
						None	Active Duty	Active Reserve	National Guard (show State)	Inactive Reserve	Retired
#1	1/44 to 4/45	2			X		X				
#2	4/45 to 10/45	2		X			X				
#3	To										
#4	To										

Enter your Social Security Number before going to the next page

→ 391.16-5792

17 YOUR RELATIVES

Give full names and enter the correct code for all relatives, living or dead, specified below:

- | | | | | | |
|---------------------|--------------------------|---------------|-------------------|--------------------|---------------|
| 1 - Mother (first) | 4 - Stepfather | 7 - Stepchild | 10 - Stepbrother | 13 - Half-sister | 16 - Guardian |
| 2 - Father (second) | 5 - Foster parent | 8 - Brother | 11 - Stepsister | 14 - Father-in-law | |
| 3 - Stepmother | 6 - Child (adopted also) | 9 - Sister | 12 - Half-brother | 15 - Mother-in-law | |

Full Name (If deceased, check box on the left before entering name)	Code	Date of Birth Month/Day/Year	Country of Birth	Country of Citizenship	Current Street Address and City (country) of Living Relatives	State
<input checked="" type="checkbox"/> Ida Fishman Mikva	1	4/5/1895	Ukraine	U.S. <input checked="" type="checkbox"/>		b6 b7C
<input checked="" type="checkbox"/> Henry A. Mikva	2	2/25/1893	Ukraine	U.S. <input checked="" type="checkbox"/>		
<input type="checkbox"/>						Il1
<input type="checkbox"/>						Il1
<input type="checkbox"/>						Il1
<input checked="" type="checkbox"/> Rose Zeid	9	10/6/18	U.S.	U.S. <input checked="" type="checkbox"/>		
<input type="checkbox"/> Harry Wise	14	9/20/02	U.S. Newark, NJ	U.S. <input checked="" type="checkbox"/>	3121 Sheridan Chicago	Il1
<input checked="" type="checkbox"/> Minnie L. Wise	15	3/25/05	U.S.	U.S. <input checked="" type="checkbox"/>		
<input type="checkbox"/>						
<input type="checkbox"/>						

Indices
Checks
Only

18 YOUR MARITAL STATUS

Mark one of the following boxes to show your current marital status:

- | | | |
|--|--|---------------------------------------|
| <input type="checkbox"/> 1 - Never married (go to question 19) | <input type="checkbox"/> 3 - Separated | <input type="checkbox"/> 5 - Divorced |
| <input checked="" type="checkbox"/> 2 - Married | <input type="checkbox"/> 4 - Legally Separated | <input type="checkbox"/> 6 - Widowed |

b6
b7C

Current Spouse Complete the following about your current spouse.

Full Name	Date of Birth	Place of Birth (Include country if outside the U.S.)	Social Security Number
Country of Citizenship	Date Married	Place Married (Include country if outside the U.S.)	State
U.S.	9/19/48	St. Louis, Mo.	Mo.
If Separated, Date of Separation (Mo./Day/Yr.)	If Legally Separated, Where is the Record Located? City (Country)		State
		WMFO	
Address of Current Spouse (Street, city, and country if outside the U.S.)			State ZIP Code
Former Spouse(s) Complete the following about your former spouse(s), use blank sheets if needed.			
Full Name	Date of Birth	Place of Birth (Include country if outside the U.S.)	State
Country of Citizenship	Date Married	Place Married (Include country if outside the U.S.)	State
Check One, Then Give Date	Month/Day/Year	If Divorced, Where is the Record Located? City (Country)	
<input type="checkbox"/> Divorced <input type="checkbox"/> Widowed			
Address of Former Spouse (Street, city, and country if outside the U.S.)			State ZIP Code

Indices
Checks
Only

19 PERSONS LIVING WITH YOU

Does the citizen of another country, or a United States citizen by other than birth, live at your residence? If "Yes," provide the information required below. If a United States citizen by other than birth lives with you, show both "United States" and prior country of citizenship below. Don't list your spouse or other relatives you provided in question 17.

Yes	No
	<input checked="" type="checkbox"/>

Name of Person	Country of Citizenship	Relationship

This concludes Part 1 of this form. If you have used Page 9, continuation sheets, or blank sheets to complete any of the questions in Part 1, give the number for those questions in the space to the right:

No. 15

Enter your Social Security Number before going to the next page

Page 6

Standard Form 86
Revised December 1990
U.S. Office of Personnel Management
FPM Chapter 732

**QUESTIONNAIRE FOR
SENSITIVE POSITIONS
(For National Security)**

Form approved:
O.M.B. No. 3206-0007
NSN 7540-00-634-4036
86-110

Part 2

20 YOUR SELECTIVE SERVICE RECORD

- a. Are you a male born after December 31, 1959? If "No," go to 21. If "Yes," go to b.
- b. Have you registered with the Selective Service System? If "Yes," provide your registration number. If "No," show the reason for your legal exemption below.

Yes	No
	XX

Registration Number

Legal Exemption Explanation

21 YOUR MILITARY RECORD

- a. Have you ever received other than an honorable discharge from the military? If "Yes," provide:
Date of Discharge (Month and Year): **Type of Discharge:**
- b. Have you ever been subject to court-martial or other disciplinary proceedings under the Uniform Code of Military Justice? If "Yes," list any disciplinary proceedings in the last 15 years and all courts-martial. (Include non-judicial and Captain's mast, etc.)

Yes	No
	XX

Month/Year Charge or Specification / Action Taken

Place (City and county/country if outside the United States)

State

22 YOUR EMPLOYMENT RECORD

Has any of the following happened to you in the last 15 years? If "Yes," begin with the most recent occurrence and go backward, providing date fired, quit, or left, and other information requested.

Yes	No
	XX

Use the following codes and explain the reason your employment was ended:

- 1 - Fired from a job 3 - Left a job by mutual agreement following allegations of misconduct 5 - Left a job for other reasons under unfavorable circumstances
2 - Quit a job after being told you'd be fired 4 - Left a job by mutual agreement following allegations of unsatisfactory performance

Month/Year

Code

Specify Reason

Employer's Name and Address

State

ZIP Code

23 YOUR POLICE RECORD (Do not include anything that happened before your 16th birthday.)

- a. Have you ever been charged with or convicted of any felony offense?
- b. Have you ever been charged with or convicted of a firearms or explosives offense?
- c. Are there currently any charges pending against you for any criminal offense?
- d. Have you ever been charged with or convicted of any offense(s) related to alcohol or drugs?
- e. In the last 5 years, have you been arrested for, charged with, or convicted for any offense(s) not listed in response to a, b, c, or d above? (Leave out traffic fines of less than \$100.)

Yes	No
	XX
	XX
	XX
	XX
	XX

If you answered "Yes" to a, b, c, d, or e above, explain your answer(s) in the space provided.

Month/Year

Offense

Action Taken

Law Enforcement Authority or Court (City and county/country if outside the U.S.)

State

ZIP Code

24 YOUR MEDICAL RECORD

- a. Have you experienced problems on or off the job because of any emotional or mental condition?
- b. Have you ever seen a health care professional for any of the types of problems mentioned above?

Yes	No
	XX
	XX

If you answered "Yes" to questions a or b, explain below.

Month/Year

Month/Year

Explanation

To

To

Enter your Social Security Number before going to the next page

→ 3914-116-52412

Page 7

25 ILLEGAL DRUGS AND ALCOHOL

Yes	No
	XX
	XX

a. In the last 5 years, have you used, possessed, supplied, or manufactured any illegal drugs? When used without a prescription, illegal drugs include marijuana, cocaine, hashish, narcotics (opium, morphine, codeine, heroin, etc.), stimulants (cocaine, amphetamines, etc.), depressants (barbiturates, methaqualone, tranquilizers, etc.), hallucinogenics (LSD, PCP, etc.). (NOTE: The information you provide in response to this question will not be provided for use in any criminal proceedings against you.)

b. Have you experienced problems (disciplinary actions, evictions, formal complaints, etc.) on or off a job from your use of illegal drugs or alcohol?

If you answered "Yes" to question a or b above, provide information relating to the types of substance(s), the nature of the activity, and any other details relating to your involvement with illegal drugs or alcohol. Include any treatment or counseling received.

Month/Year	Month/Year	Type of Substance	Explanation
To			
To			
To			

26 YOUR INVESTIGATIONS RECORD

Yes	No
XX	

a. Has the United States Government ever investigated your background? If "Yes," use the codes that follow to provide the requested information below. If "Yes," but you can't recall the investigating agency and/or the security clearance received, enter "Other" agency code or clearance code, as appropriate, and "Don't know" or "Don't recall" under the "Other Agency" heading, below. If your response is "No," or you don't know or can't recall if you were investigated and cleared, check the "No" box.

Codes for Investigating Agency

1 - Defense Department
2 - State Department
3 - Office of Personnel Management
4 - FBI
5 - Treasury Department
6 - Other (Specify)

Codes for Security Clearance Received

0 - Not Required
1 - Confidential
2 - Secret
3 - Top Secret
4 - Sensitive Compartmented Information
5 - Q-Sensitive
6 - Q-Nonsensitive
7 - L
8 - Other

Month/Year	Agency Code	Other Agency	Clearance Code	Month/Year	Agency Code	Other Agency	Clearance Code
5/79	2	FBIHQ 77-137689	8				

b. To your knowledge, have you ever had a clearance or access authorization denied, suspended, or revoked, or have you ever been debarred from government employment? If "Yes," give date of action and agency.

Yes	No
	XX

Month/Year	Department or Agency Taking Action	Month/Year	Department or Agency Taking Action

27 YOUR FINANCIAL RECORD

Yes	No
	XX

a. In the last 5 years, have you, or a company over which you exercised some control, filed for bankruptcy, been declared bankrupt, been subject to a tax lien, or had legal judgment rendered against you for a debt? If you answered "Yes," provide date of initial action and other information requested below.

Month/Year	Type of Action	Name Action Occurred Under	Name/Address of Court or Agency Handling Case	State	ZIP Code

b. Are you now over 180 days delinquent on any loan or financial obligation? Include loans or obligations funded or guaranteed by the Federal Government. (If an SF 171, Application for Federal Employment, will be attached, you do not need to repeat Federal Government delinquencies. See the instructions headed, "How is the SF 171 used with this form?")

Yes	No
	XX

If you answered "Yes," provide the information requested below:

Month/Year	Type of Loan or Obligation and Account #	Name/Address of Creditor or Obligor	State	ZIP Code

Enter your Social Security Number before going to the next page

→ 3981-416-52412

Page 8

28 YOUR ASSOCIATION RECORD

- a. In the last 15 years, have you been an officer or a member or made a contribution to an organization dedicated to the violent overthrow of the United States Government and which engages in illegal activities to that end, knowing that the organization engages in such activities with the specific intent to further such activities?
- b. In the last 15 years, have you knowingly engaged in any acts or activities designed to overthrow the United States Government by force? If you answered "Yes" to a or b, explain in the space below:

Yes	No
	X
	X

Continuation Space

Use the continuation sheet(s) (SF 86A) for additional answers to questions 9, 10, and 11. Use the space below to continue answers to all other questions and any information you would like to add. If more space is needed than what is provided below, use a blank sheet(s) of paper. Start each sheet with your name and Social Security Number. Before each answer, identify the number of the question.

No. 15. 5/93 to 5/93 Code 4 France (FBIHQ) CIA

12/91 to 12/91 " 4 Russia

6/91 to 6/91 " 4 Soviet Union

4/90 to 4/90 " 4 Czechoslovakia and Austria

12/89 to 12/89 " 4 Israel

2/89 to 2/89 " 4 Columbia & Brazil

6/88 to 6/88 " 4 Chile

1/88 to 1/88 " 4 Holland

4/87 to 4/87 " 4 Argentina

1/87 to 1/87 " 4 Mexico

(Cannot find earlier passport to reconstruct earlier trips)

After completing Parts 1 and 2 of this form and any attachments, you should review your answers to all questions to make sure the form is complete and accurate, and then sign and date the following certification and sign and date the release on page 10. If you attach an SF 171, Application for Federal Employment, make sure that it is updated and that any information added to the SF 171 is initialed and dated.

Certification That My Answers Are True

I read each question asked of me and understood each question. My statements on this form, and any attachments to this form, are true, complete, and correct to the best of my knowledge and belief and are made in good faith. I understand that a knowing and willful false statement on this form can be punished by fine or imprisonment or both.

Signature (Sign in Ink)

Robert J. [Signature]

Date

AUGUST 22, 1994

Enter your Social Security Number before going to the next page

→ 394-116-5242

Page 9

Standard Form 86
Revised December 1990
U.S. Office of Personnel Management
FPM Chapter 732

Form approved:
O.M.B. No. 3206-0007
NSN 7540-00-634-4036
86-110

UNITED STATES OF AMERICA

AUTHORIZATION FOR RELEASE OF INFORMATION

Carefully read this authorization to release information about you, then sign and date it in ink.

I Authorize any investigator, special agent, or other duly accredited representative of the U.S. Office of Personnel Management, the Federal Bureau of Investigation, the Department of Defense, and any authorized Federal agency, to obtain any information relating to my activities from schools, residential management agents, employers, criminal justice agencies, retail business establishments, or other sources of information. This information may include, but is not limited to, my academic, residential, achievement, performance, attendance, disciplinary, employment history, and criminal history record information.

I Understand that, for financial or lending institutions, medical institutions, hospitals, health care professionals, and other sources of information, a separate specific release will or may be needed, and I may be contacted for such a release at a later date.

I Further Authorize the U.S. Office of Personnel Management, the Federal Bureau of Investigation, the Department of Defense, and any other authorized agency, to request criminal record information about me from criminal justice agencies for the purpose of determining my eligibility for, assignment to, or retention in, a sensitive position, in accordance with 5 U.S.C. 9101.

I Authorize custodians of records and sources of information pertaining to me to release such information upon request of the investigator, special agent, or other duly accredited representative of any Federal agency authorized above regardless of any previous agreement to the contrary.

I Understand that the information released by records custodians and sources of information is for official use by the Federal Government only for the purposes provided in this Standard Form 86, and may be redisclosed by the Government only as authorized by law.

Copies of this authorization that show my signature are as valid as the original release signed by me. This authorization is valid for two (2) years from the date signed.

Signature (Sign in Ink) <i>Abner J. Mikva</i>		Full Name (Type or Print Legibly) Abner J. Mikva		Date Signed Aug. 22, 1994	
Other Names Used				Social Security Number 394 16 5242	
Current Address (Street, City) Washington		State DC	ZIP Code 20003	Home Telephone Number (Include Area Code) (202) 543-9560	

Page 10

b6
b7c

SUPPLEMENT TO STANDARD FORM 86 (SF-86)
(Attach additional pages if necessary)

15. Please list names of all corporations, firms, partnerships or other business enterprises, and all nonprofit organizations and other institutions with which you are now, or during the past five years have been, affiliated as an officer, owner, director, trustee, partner, advisor, attorney or consultant. In addition, please provide the names of any other organizations with which you were affiliated prior to the past five years that might present a potential conflict or appearance of conflict of interest with your prospective appointment. (Please note that in the case of an attorney's client listing, it is only necessary to provide the names of major clients and those that might present a potential conflict or appearance of conflict of interest with the prospective appointment).

Central & Eastern European Law Initiative, American Bar Association, Member Board of Directors, 1992 to present.
East-West Parliamentary Group, Board of Directors, 1991 to present.

U.S. Association of Former Members of Congress, President, 1993

INTERNATIONAL CENTER, BOARD OF DIRECTORS
1993 TO PRESENT

25. Please list all your interests in real property, other than a personal residence, setting forth the nature of your interest, the type of property and the address.

Limited Partnership interest, apartment building, 3550
Sheffield Apartment Building, Chicago, Illinois

35. Have you or any firm, company or other entity with which you have been associated ever been convicted of a violation of any Federal, state, county or municipal law, regulation or ordinance? If so, please provide full details.

No

45. Have you or any firm, company or other entity with which you have been associated ever been the subject of Federal, state or local investigation for possible violation of a criminal statute? If so, please give full details.

No

55. Have you ever been involved in civil or criminal litigation, or in administrative or legislative proceedings of any kind, either as a plaintiff, defendant, respondent, witness or party in interest? If so, please give full details identifying dates, issues litigated and the location where the civil action is recorded.

Defendant in lawsuit challenging my appointment to the U.S. Court of Appeals, entitled McClure v. Carter, dismissed for lack of jurisdiction, 1980.

WMFO

104D-NO-107114-1
ENCLOSURE

- 6S. Have you ever been disciplined or cited for a breach of ethics or unprofessional conduct by, or been the subject of a complaint to any court, administrative agency, professional association, disciplinary committee, or other professional group? If so, please give full details.

Complaints filed while Judge or Chief Judge, all dismissed.

WMFO

- 7S. Have you ever run for political office, served on a political committee or been identified in a public way with a particular organization, candidate or issue? Have any complaints been lodged against you or your political committee with the Federal Election Commission or state or local election authorities? If so, please describe.

YES.
No.

SI Check Illinois state
election commission

WMFO Check FEC

- 8S. Are you currently, or have you ever been, a member or office holder in any club or organization that restricts or restricted membership on the basis of sex, race, color, religion, national origin, age or handicap? If so, provide the name, address and dates of membership for each.

No


- 9S. Please identify any adults (18 years or older) currently living with you who are not members of your immediate family. Provide the names of those individuals, dates and places of birth, and whether or not they are United States citizens.

None

- 10S. Is there anything in your personal life that could be used by someone to coerce or blackmail you? Is there anything in your life that could cause an embarrassment to you or to the President if publicly known? If so, please provide full details.

No

I understand that the information being provided on this supplement to the SF-86 is to be considered part of the original SF-86 dated _____ and a false statement on this form is punishable by law.


Signature

WFO 77-107060
SAF:sjs
1

BACKGROUND DATA

On March 19, 1979, ABNER J. MIKVA was contacted by SA [REDACTED] and provided the following additional background information to supplement the personal data questionnaire submitted by him to the U.S. Department of Justice:

b6
b7c

Name: ABNER J. MIKVA

Birth Data

Date of Birth: January 21, 1926
Place of Birth: Milwaukee, Wisconsin

Social Security Number

Applicant: 394-16-5242

Military Service Number

Applicant: 06090203

Education

Name of School: Washington High School
Address: Milwaukee, Wisconsin
Dates of Attendance: 1940 - 1943
Degree: Diploma

Name of School: University of Wisconsin
Address: Milwaukee, Wisconsin
Dates of Attendance: 1943 - 1944

Name of School: University of Wisconsin
Address: Madison, Wisconsin
Dates of Attendance: 1946 - 1947

Name of School: Washington University
Address: St. Louis, Missouri
Dates of Attendance: 1947 - 1948

Name of School: University of Chicago Law School
Address: Chicago, Illinois
Dates of Attendance: 1948 - 1951
Degree: J.D.

WFO 77-107060

2

Receiving Office
Check U.S.
Attorney's
Office

Employment

1/75 - Present
Address:
Type of Work:

WMFO

U.S. Congress
Washington, D.C.
Congressman

WMFO - verify
employment

1/73 - 12/74
Address:

CG

D'Ancona, Pflaum, Wyatt & Riskind
30 North LaSalle,
Chicago, Illinois
Lawyer, partner in firm
Elected to Congress

Type of Work:
Reason for Leaving:

1/73 - 11/74
Supervisor:
Address:

CG

Chairman, Illinois Board of Ethics
Then Governor DAN WALKER
160 North LaSalle
Chicago, Ill.
Government Executive
To run for Congress

CG -
verify
employment

1/73 - 6/75
Supervisor:
Address:
Type of Work:

CG

Northwestern University Law School
(Part time)
Then Dean Mr. RAHL
Chicago, Ill.
Adjunct Professor of Law

1/69 - 12/72
Address:
Type of Work:
Reason for Leaving:

WMFO

U.S. Congress
Washington, D.C.
Congressman
Lost Election

7/52 - 12/68
Address:

CG

Devoe, Shadur, Mikva & Plotkin
208 South La Salle
Chicago, Ill.
Lawyer (partner 1956-1969;
associate 1952-1956)
Elected to Congress

Type of Work:
Reason for Leaving:

1/57 - 12/66
Address:
Type of Work:
Reason for Leaving:

SI

Illinois House of Representatives
Springfield, Illinois
State Legislator
Chose not to run again

4/54 - 7/54

Supervisor:
Address:
Type of Work:
Reason for Leaving:

KC

University of Chicago
Research for Jury Project
Professor HARRY KALVEN, now deceased
Wichita, Kansas
Legal Research
Project completed

b6
b7C

WFO 77-107060

3

Receiving check
offices check
U.S. Attorney's
Office

Employment, continued

6/51 - 8/51
Supervisor:
Address:
Type of Work:
Reason for Leaving:

CG

University of Chicago Law School
Professor HARRY KALVEN, now deceased
Chicago, Ill.
Legal Research
Project completed

7/51 - 7/52
Address:
Type of Work:
Reason for Leaving:

WMFO

Mr. Justice SHERMAN MINTON,
now deceased
U.S. Supreme Court
Washington, D.C.
Law Clerk
Appointed term was for one year

9/49 - 6/51
Address:

CG

Honorable U.S. SCHWARTZ, Judge,
now deceased
Illinois Appellate Court
First District, Civic Center,
Chicago, Ill.

Type of Work:
Reason for Leaving:

Researcher (part time) **CG** verify
Graduated from law school employment

6/49 - 9/49
Supervisor:
Address:

LA

Yellow Cab Company
(Not remembered)
1408 West 3rd
Los Angeles, California
Driver
Returned to school

Type of Work:
Reason for Leaving:

10/48 - 6/49
Supervisor:
Address:

CG

Ida Noyes Hall
(Not remembered)
University of Chicago
5801 South Ellis
Chicago, Ill.

Type of Work:
Reason for Leaving:

Waiter
Found a better job

9/47 - 10/48
Supervisor:
Address:

SL

Metropolitan Life Insurance

2351 Market
St. Louis, Missouri
Agent
Started law school

b6
b7C

WFO 77-107060

4

Receiving
check
offices
U.S. Attorney's
Office

Employment, continued

6/47 - 9/47

Supervisor:

Address:

Type of Work:

Reason for Leaving:

LA

Hollywood Reporter

(Not remembered)

6715 West Sunset

Los Angeles, Calif.

Salesman

Return to school

6/47 - 6/47

Supervisor:

Address:

Type of Work:

Reason for Leaving:

MW

Phi Sigma Delta

(Not remembered)

University of Wisconsin

Madison, Wisconsin

Steward

Left school

1/46 - 6/46

Supervisor:

Address:

Type of Work:

Reason for Leaving:

MW

Tripp Hall

(Not remembered)

University of Wisconsin

Madison, Wisconsin

Waiter

Found better job

11/45 - 1/46

Unemployed - returned from
military service.

1/44 - 11/45

U.S. Army, 2nd Lieutenant

6/41 - 11/43

Supervisor:

Address:

Type of Work:

Reason for Leaving:

MW

Nisley Shoe Company, no longer
in business

(Not remembered)

Milwaukee, Wisconsin

Salesman

Entered military service

Residences

6/73 - Present

CG

1015 Sheridan Road
Evanston, Illinois

4/75 - Present

WMFO

3000 Spout Run Drive
Arlington, Virginia

6/72 - 6/73

CG

1040 Michigan Avenue
Evanston, Ill.

11/71 - 6/72

CG

1412 Elmwood
Evanston, Ill.

WFO 77-107060

5

Receiving offices
check U.S.
Attorney's
Office

Residences, continued

1/69 - 6/72	WMFO	5932 Oakdale McLean, Va.
6/56 - 11/71	CG	5545 Kenwood Chicago, Ill.
9/52 - 6/56	CG	1105 East Hyde Park Boulevard Chicago, Ill.
10/48 - 9/52	CG	8026 South Ingleside Chicago, Ill.
6/51 - 8/52	WMFO	1412 Martha Custis Drive.. Alexandria, Va.
9/47 - 10/48	SL	6239 Delmar St. Louis, Missouri
7/47 - 9/47	LA	2419 Longwood Los Angeles, Calif.
1/46 - 6/47	MW	619 Langdon Madison, Wisconsin
1936 - 1/46	MW	2745 North 49th Street Milwaukee, Wisc.

Relatives

Father:	HENRY ABRAHAM MIKVA
DOB:	1893 (deceased)
POB:	Russia
Citizenship:	U.S.
Mother:	IDA FISHMAN MIKVA
DOB:	1895 (deceased)
POB:	Russia
Citizenship:	U.S.
Sister:	ROSE MIKVA ZEID
DOB:	1918
Address:	5398 Emporia Avenue Culver City, Calif.
POB:	U.S.
Citizenship:	U.S.

WFO 77-107060

6

Relatives, continued

Spouse:

DOB:

Address:

1015 Sheridan Road
Evanston, Ill.

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

POB:

U.S.

Citizenship:

U.S.

Organizational Affiliations

American Bar Association

(Office held - Counsel of Section of Individual
Rights and Responsibilities 1/73-6/77; Counsel of
Section of Litigation 8/75-11/76)

Chicago Bar Association

(Office held - Board of Managers 1962-1964)

Decalogue Society of Lawyers

American Law Institute

Illinois State Bar Association

Illinois Division of American Cancer Society
(Office held - Board, 1973)b6
b7c

WFO 77-107060

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Organizational Affiliations, continued

Schwab Rehabilitation Hospital
(Office held - Board, 1973)

Hyde Park Cooperative Society
(Office held - Board, 1960-1961)

Illinois Division ACLU
(Office held - Board, 1955-1957)

University of Chicago Law School Alumni Association
(Office held - Board, 1965)

University of Chicago Law School Visiting Committee

National Council of Control Handguns
(Office held - National Advisory Council)

American Veterans Committee

Chicago Council of Lawyers

Quadrangle Club

Army-Navy Country Club

Phi Sigma Delta Fraternity
(Office held - Steward)

Environmental Study Conference

Suburban Caucus

Personal Physician

Dr. FREEMAN H. CARY, U.S. Capitol,
Room H166, Washington, D.C.

Foreign Travel Since 1930

Country:	Montreal and Toronto, Canada Spent 2 weeks between August and September, 1952
Purpose:	Vacation
Country:	Aruba; 2 trips of 5 days each, sometime between 1958 and 1965
Purpose:	Business

WFO 77-107060

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Foreign Travel Since 1930, continued

Country: Haiti; 1 trip of about 5 days,
sometime between 1958 and 1965
Purpose: Vacation

Country: Sicily, Naples & Rome, Italy; mid
1960's for 2 weeks
Purpose: Vacation

Country: Paris, Lyons, France, and
London, England; early 1960's
for 10 days
Purpose: Business

Country: Jamaica; July, 1964, for 1 week
Purpose: Business

Country: Jamaica; sometime in 1965 for 1 week
Purpose: Business

Country: Stratford, Canada; August, 1967,
for 1 week
Purpose: Vacation

Country: Montreal, Canada; 1969 or 1970,
for one week-end
Purpose: Business

Country: Mexico City & Puerto Vallarta, Mexico
January, 1969, for 10 days
Purpose: Vacation

Country: Tel Aviv & Jerusalem, Israel,
Athens & Corfu, Greece; sometime
in 1970 for 10 days
Purpose: Congressional business

Country: Paris, France, in 1971 for 5 days
Purpose: Congressional business

Country: London & Oxford, England; spring of
1972 for 5 days
Purpose: Congressional business

Country: St. Martin's Island, Caribbean;
December, 1972, for 1 week
Purpose: Vacation

WFO 77-107060

9

Country: Bucharest & Ploesti, Romania, and Vienna, Austria; January, 1976,
Purpose: 5 days in Romania and 1 day in Austria
Congressional business

Country: Haifa, Jerusalem & Tel Aviv, Israel
Purpose: August, 1976, for 10 days
Congressional business

Country: London & Oxford, England; spring,
Purpose: 1977 for 3 days
Congressional business

Country: Jerusalem, Israel; Damascus, Syria;
Purpose: Cairo, Egypt; Amman, Jordan;
August, 1977, for 10 days
Congressional business

Country: Mexico City; December, 1977, for
Purpose: one week
Vacation

Country: Ottawa & Toronto, Canada; February 23,
Purpose: 1978 - February 26, 1978
Congressional business

Country: Ascot (about 30 miles from London),
Purpose: England; April 14-16, 1978
Congressional business

Country: Milan, Italy; Amsterdam, Holland;
Purpose: Brussels, Belgium;
November 15-22, 1978
Congressional business

References and Close Personal Associates

+ 791
BI

Professor EDWARD H. LEVI
University of Chicago Law School
1111 East 60th Street
Chicago, Illinois

LEONARD ZUBRENSKI
606 West Wisconsin Avenue
Milwaukee, Wisconsin

BYRON MILLER
30 North LaSalle Street
Chicago, Illinois

State Representative ALAN GREIMAN
33 North LaSalle Street
Chicago, Ill.

WFO 77-107060

10

References and Close Personal Associates, continuedb6
b7C

Honorable JOHN W. REYNOLDS
Chief Judge, U.S. District Court for the
Eastern District of Wisconsin
471 Federal Office Building
Milwaukee, Wisconsin

Honorable HUBERT L. WILL
Judge, U.S. District Court,
Northern District of Illinois,
Eastern Division at Chicago
219 South Dearborn,
Chicago, Ill.

VICTOR H. GOTBAUM
American Federation of State
County and Municipal Employees
140 Park Place, New York, N.Y.

b6
b7C

Rabbi DAVID POLISH
Beth Emet the Free Synagogue
1224 Dempster, Evanston, Ill.

Reverend JOHN J. EGAN
Assistant to the President,
Notre Dame University
Notre Dame, Indiana

State Representative HAROLD KATZ
7 South Dearborn, Chicago, Ill.

ANTHONY SCARIANO
20200 Ashland Avenue
Chicago Heights, Ill.

b6
b7C

Congressman DON EDWARDS
2329 Rayburn House
Washington, D.C.

WFO 77-107060
11

References and Close Personal Associates, continued

Congressman BOB KASTENMIER
2232 Rayburn House, WDC

Congressman PAUL SIMON
227 Cannon House, WDC

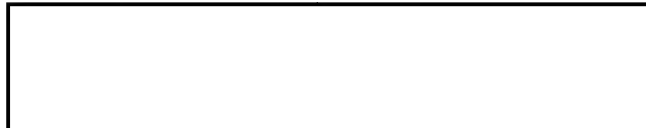


b6
b7C

Congressman FRANK THOMPSON, JR.
2109 Rayburn Office, WDC

Congressman PETE RODINO
2462 Rayburn House, WDC

Congressman TOM RAILSBACK
2104 Rayburn House, WDC



b6
b7C

Congressman PHILIP BURTON
2304 Rayburn House, WDC

Congressman DAWSON MATHIS
2331 Rayburn House, WDC

Congressman HENRY HYDE
1203 Longworth House, WDC

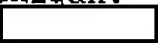
Senator ADLAI E. STEVENSON
456 Russell Senate Office Building, WDC

Congressman THOMAS P. O'NEILL, JR.
U.S. House of Representatives, WDC



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b7C

Property Owned

Applicant and his wife own their residence at 1015 Sheridan Road, Evanston, Illinois, with the mortgage on said real estate being held by Exchange National Bank, 130 South La Salle, Chicago, Illinois. Applicant, his wife, and HAROLD and ETHEL MAE KATZ, own a home at 15238 Lakeshore Road, Lakeside, Michigan. Applicant has a loan on this property in the amount of  at the Continental Illinois National Bank, 231 South

WMFO Determine if
appointee still owns this.
DE Indices, arrest, U.S.
Attorney's Office checks

WFO 77-107060

12Property Owned, continued

La Salle Street Chicago, Illinois. Applicant and his wife together own [REDACTED] percent interest in a limited partnership, Winchester Venture, Chicago, Illinois. Their investment was [REDACTED]. The managing partner is [REDACTED] - office 565 Howard, Evanston, Illinois. There are two liens against this building; the first is only against the building and is held by Devenmuehl in the amount of [REDACTED] the second is a lien associated with the building and is made to [REDACTED] by the Devon Bank in the amount of [REDACTED]. Devenmuehl is located at 55 East Monroe, Chicago, Illinois. Devon Bank is at 6445 Northwestern Avenue, Chicago, Illinois. The ID number for the partnership is [REDACTED].

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b7c

PRESIDENTIAL BUDED

FAX

August 30, 1994

FROM: Director, FBI (161D - HQ - 1077114)**TO:** ADIC, WMFO (Enc.)
SACs, Chicago (Enc.)
Detroit (Enc.)
Kansas City (Enc.)
Los Angeles (Enc.)
Milwaukee (Enc.)
St. Louis (Enc.)
San Francisco (Enc.)
Springfield (Enc.)

ABNER JOSEPH MIKVA

SPIN:

OO: FBIHQ

BUDED: 9/12/94

Enclosed for all receiving offices is a copy of Mikva's SF-86 (including release of information form). The SF-86 and release form are dated 8/22/94. The Supplement to SF-86 is undated.

Also enclosed for all receiving offices are 12 pages of Background Data obtained from appointee during his 1979 DAPLI investigation.

Bureau has been requested by the White House to conduct a LEVEL I background investigation (BI) of appointee in connection with an unspecified high level White House staff position. (It is noted that although the White House did not indicate in its transmittal letter what position the appointee will occupy, the President has previously announced that Mikva will be Counsel to the President.) Appointee was born 1/21/26 at Milwaukee, Wisconsin, resides at [redacted] Washington, D.C., and has SSAN 394-16-5242.

Requested from to WMFO (unable to locate) 8/31/94 b6 b7c

A previous 77 background investigation was conducted in 1979 (CG 77-22636; DE 77-10539; KC 77-0; LA 77-22691; MW 77-5208; SL 77-44130; SI 77-6290; WF 77-107060). Update from that point, unless indicated otherwise in this airtel, on appointee's SF-86 or Supplement to SF-86, or on the 12 pages of background data from the 1979 DAPLI.

Field Offices are reminded that the investigative status of a BI, all deadlines and the position for which the appointee is being considered shall not be disclosed to any interviewees. If during the course of the investigation, interviewees provide the

161D-10-1077114-12(14)

SEARCHED	INDEXED
SERIALIZED	FILED
AUG 31 1994	
FBI - WASH. FIELD OFFICE	

25 done [signature] 9/1/94 [signature] 8/31/94 [signature]

Fax to ADIC, WMFO, et al dated 8/31/94
Re: Abner Joseph Mikva

nature of the position, that information is not to be further divulged outside the FBI. Inquiries by interviewees concerning the nature of the position are to be handled as set forth in MIOG, Part II, Section 17-5 (5). Appointees making inquiries regarding the status of their BI are to be referred to the client agency.

Direct results/questions to PSS [] SPIN Unit, FBIHQ, Room 4371, Ext. [] ALL OFFICES NOTE THAT BUDED MUST BE MET WITHOUT FAIL. SPIN Unit facsimile number is: (202) 324-2574.

b6
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Advise FBIHQ (PSS [] and appropriate field offices of any derogatory information in accordance with MIOG, Part II, Section 17-5.1(1).

LEADS:

EACH RECEIVING OFFICE:

In addition to investigation to be conducted in those areas marked for coverage in appointee's SF-86, receiving offices are to conduct specific investigation set forth below.

CHICAGO DIVISION:

Check U.S. Attorney's Office on appointee.

DETROIT DIVISION:

Check indices, arrest, and U.S. Attorney's Office on appointee as indicated on page 11 of the Background Data from his 1979 DAPLI.

KANSAS CITY DIVISION:

Check U.S. Attorney's Office on appointee.

LOS ANGELES DIVISION:

Check U.S. Attorney's Office on appointee.

MILWAUKEE DIVISION:

Check U.S. Attorney's Office on appointee.

ST. LOUIS DIVISION:

Check U.S. Attorney's Office on appointee.

2

Fax to ADIC, WMFO, et al dated 8/31/94
Re: Abner Joseph Mikva

SAN FRANCISCO DIVISION:

Reference call from SA [] San Jose RA, to
SPSS [] SPIN Unit, FBIHQ, and San Francisco Airtel
dated 8/15/94 (file number 161-0, also in [])

1. Determine if [] has any further information
concerning appointee, especially any more recent information than
the late 1960s/early 1970s.

2. Determine if [] knows the current whereabouts
of [] if he/she does, set lead to have []
interviewed.

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b7D

SPRINGFIELD DIVISION:

1. Check Illinois bar membership and grievance records.

2. Check Illinois state election commission for any
unfavorable information regarding and his campaigns for the
Illinois House of Representatives.

3. Check U.S. Attorney's Office on appointee.

4. Springfield should note when checking indices on
appointee's []

WMFO DIVISION:

1. Interview appointee in accordance with MIOG, Part II,
Section 17-5.6. During the interview, determine if he still owns
the property in Lakeside, Michigan.

2. Check White House and United States Secret Service.

3. Check PIS/DOJ.

4. Check AOUSC.

5. Review OPF.

6. Insure that at least 25 persons knowledgeable
concerning appointee are interviewed.

7. Check U.S. Attorney's Offices in D.C. and Virginia.

8. Check Federal Election Commission.

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3 *

PRESIDENTIAL BUDED

LEAD SHEET - 1

FILE NUMBER:

161D-HQ-1077114

ASSIGNED TO:

DATE ASSIGNED:

8/31/94

A-DEADLINE:

9/9/94

CASE NAME:

ABNER Joseph Mikva

LEAD CLERK:

DATE AND TIME RECEIVED:

8/9/94

DATE AND TIME LEAD SET:

9/1/94

COPY TO INDICES:

APPOINTEE INTERVIEW:

b6
b7C

b6
b7C

Appointee's Name: Abner Joseph Mikva

^D 161-HQ-1077114

Leads Assigned: 89101194

Buded: 9 19 194

Case Agent/Analyst: [redacted] / [redacted]

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Education: _____

Residence: _____

Washington, DC 20003

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Employment: _____

United States Court of Appeals (OPF)
U.S. Congress

b6
b7C

[redacted] :White House Office/Executive Clerks Office

References & Personal Assoc: _____

[redacted] Robert Kastenmeier

[redacted] Patricia M. Wald

U.S. ATTY'S OFFICE (WDC) ☒ :U.S. ATTY'S OFFICE (VA) ☒ :AX ☒ :ARL ☐ :FX CTY ☒
FX CO FLLS CHRCH ☐ :FAUC CO ☐ :HERND ☐ :LEESB ☐ :LDN CO ☐ :MAN CTY ☐ :MAN PK ☐
PR WM CO ☐ :QUAN PMO ☐ :STAFFCO ☐ :VIENNA ☐ :WRRNT ☐ :VCIN ☒ :MPD ☒ :PKPD ☒
DMV ☒ :BVS ☐ :VA DMV ☒

Additional Leads: _____

[redacted] USSS

[redacted] DOJ (PIS)

[redacted] FEC

[redacted] ADUSC (SY/IG/OPF)

[redacted] DC Bar

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WASHINGTON METROPOLITAN FIELD OFFICE
UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
WASHINGTON, D.C.

FOR APPLICANT BACKGROUND INVESTIGATION ONLY

FILE: 101D-HQ-1077114 ASSIGNED TO: SQUAD: A-1 BUDED: 9/9/94

APPLICANT'S NAME: Abner Joseph Mikva b6

ALIASES: N/A b7C

DATE OF BIRTH: 01-21-26 PLACE OF BIRTH: Milwaukee, WI

CURRENT ADDRESS:
Washington, DC 20003

FORMER ADDRESS: _____

SOCIAL SECURITY ACCOUNT NUMBER: 394-16-5242

RELATIVES:	<u>NAME</u>	<u>DOB</u>	<u>RELATIONSHIP</u>

BVS - 1
MPD - 1 ✓
DMV - 1 ✓
USSS - 2 ✓
PKPD - 2 ✓
VCIN - 1 ✓
DMV VA - 1 ✓
ALEX PD - 1 ✓
ARL PD - 1 ✓
FAIRFAX COUNTY PD - 1 ✓
FAIRFAX CITY PD - 1
FAUQUIER CO SO - 1
FALLS CHURCH PD - 1
HERNDON PD - 1
LOUDOUN CO SHRF OFC - 1
LEESBURG PD - 1
MANASSAS CITY PD - 1
MANASSAS PARK PD - 1
PR WILL CO PD - 1
QUANTICO PMO - 1
STAFFORD CO PD - 1
VIENNA PD - 1
WARRENTON PD - 1

REQUESTING AUTHORITY,

Anthony E. Daniels
Assistant Director in Charge

FEDERAL BUREAU OF INVESTIGATION
FOI/PA
DELETED PAGE INFORMATION SHEET
FOI/PA# 1353897-0

Total Deleted Page(s) = 19

Page 326 ~ Referral/Consult;
Page 348 ~ Duplicate - Duplicate of Pages 18-35;
Page 349 ~ Duplicate - Duplicate of Pages 18-35;
Page 350 ~ Duplicate - Duplicate of Pages 18-35;
Page 351 ~ Duplicate - Duplicate of Pages 18-35;
Page 352 ~ Duplicate - Duplicate of Pages 18-35;
Page 353 ~ Duplicate - Duplicate of Pages 18-35;
Page 354 ~ Duplicate - Duplicate of Pages 18-35;
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Page 365 ~ Duplicate - Duplicate of Pages 18-35;

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X No Duplication Fee X
X For this Page X
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VZCZCHQ0265

PP BA CG MI SL SI WF

DE HQ 0133 0750222

ZNR UUUUU

P 152102Z MAR 79

FM DIRECTOR FBI

TO FBI CHICAGO PRIORITY

FBI WASHINGTON FIELD PRIORITY

FBI MILWAUKEE PRIORITY

FBI ST. LOUIS PRIORITY

FBI BALTIMORE (DCII) PRIORITY

FBI SPRINGFIELD PRIORITY

BT

UNCLAS

ABNER J. ~~MIKVA~~, DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES
COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED:

MARCH 26, 1979, WITHOUT FAIL. (B)

REBUTEL CALL TO WASHINGTON FIELD AND CHICAGO MARCH 14,
1979.

APPLICANT BORN JANUARY 21, 1926, MILWAUKEE, WISCONSIN.

RESIDES 1015 SHERIDAN ROAD, EVANSTON, ILLINOIS, WITH [REDACTED]

77-137689



SERIALIZED 10 FILED 10

MAR 15 9 31 PM '79

FBI-WASH. D.C.

3/19/79

Interview by [REDACTED]

No CFR check

100-40919-28
100-46153-258 P.8
100-49753-426

IRS

Presidential
Appointment

107060-2

b6
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✓ MILITARY SERVICE: UNITED STATES ARMY AIR FORCE, JULY, 1943
TO NOVEMBER, 1945.

EDUCATION: UNIVERSITY OF WISCONSIN, MILWAUKEE, WISCONSIN,
1943 TO 1944, AND 1946 TO 1947; WASHINGTON UNIVERSITY,
ST. LOUIS, MISSOURI, 1947 TO 1948; UNIVERSITY OF CHICAGO LAW
SCHOOL, CHICAGO, ILLINOIS, 1948 TO 1951.

EMPLOYMENT: 1951 TO 1952, LAW CLERK, JUSTICE SHERMAN
MINTON, UNITED STATES SUPREME COURT; 1952 TO 1969, PARTNER,
DEVOE, SHADUE, MIKVA AND PLOTKIN, CHICAGO, ILLINOIS; PARTNER,
D'ANCONA, PFLAUM, WYATT AND RISKIND, CHICAGO, ILLINOIS, 1973 TO
1974; MEMBER, ILLINOIS HOUSE OF REPRESENTATIVES, ILLINOIS
GENERAL ASSEMBLY, 1957 TO 1967; MEMBER, HOUSE OF REPRESENTA-
TIVES, UNITED STATES CONGRESS, 1969 TO 1972, AND 1975 TO
PRESENT; ALSO, ADJUNCT PROFESSOR, NORTHWESTERN UNIVERSITY LAW
SCHOOL, CHICAGO, ILLINOIS, 1973 TO 1975.

WASHINGTON FIELD AND CHICAGO: INTERVIEW APPLICANT FOR
COMPLETE BACKGROUND DATA, INCLUDING FULL NAME, IF NECESSARY.
INCLUDE RESULTS IN REPORT, AS WELL AS TABLE OF CONTENTS. ALL

PAGE THREE DE HQ 0133 UNCLAS

ACTIVITIES, INCLUDING SUMMERS AND PERIODS OF UNEMPLOYMENT SINCE GRADUATION FROM HIGH SCHOOL MUST BE ACCOUNTED FOR. SECURE IDENTITY ALL ORGANIZATIONS OF WHICH HE HAS BEEN OR IS PRESENTLY A MEMBER. LIST THESE UNDER HEADING "ORGANIZATIONAL AFFILIATIONS" NEAR BEGINNING OF REPORT. ASCERTAIN WHETHER APPLICANT IS SERVING AS AN OFFICER, DIRECTOR, OR EMPLOYEE OF ANY CORPORATION ORGANIZED FOR PROFIT. VERIFY. HAVE EDUCATIONAL RELEASE AND TAX WAIVER FORMS EXECUTED AND PROMPTLY FORWARD ORIGINAL OF LATTER TO BUREAU.

SUTEL BUREAU IDENTITY AND BIRTH DATA OF ANY DECEASED CLOSE RELATIVES. INTERVIEW PERSONAL PHYSICIAN, PRESIDENTS OF LOCAL BARS, ATTORNEYS WHO HAVE OPPOSED APPLICANT, NUMBER OF MEMBERS OF OPPOSING POLITICAL PARTIES. ALSO INTERVIEW LABOR OFFICIALS, RELIGIOUS LEADERS, ATTORNEYS, MINORITY AND ETHNIC REPRESENTATIVES, AND APPROPRIATE LAW ENFORCEMENT OFFICIALS, AS WELL AS FEDERAL, STATE, AND LOCAL JUDGES. IF APPLICANT HAD HISTORY OF FINANCIAL TROUBLE, ASSURE THAT APPROPRIATE RECORDS ARE CHECKED FOR LOCAL AND STATE TAX LIENS OUTSTANDING AGAINST HIM.

IF APPLICANT OWNS, OR HAS OWNED ANY REAL PROPERTY, DETERMINE WHETHER PROPERTY ENCUMBERED WITH ANY COVENANTS PERTAINING

PAGE FOUR DE HQ 0133 UNCLAS

TO RACE, CREED, COLOR, OR RELIGION. DETERMINE IF GROUPS TO WHICH THE APPLICANT BELONGS OR HAS BELONGED DISCRIMINATE BECAUSE OF RACE OR RELIGION.

✓ SUTEL ALEXANDRIA INFORMATION CONCERNING FOREIGN TRAVEL.

WASHINGTON FIELD: THIS IS A PRESIDENTIAL APPOINTMENT. ALSO CHECK INTERNAL REVENUE SERVICE, INTERVIEW APPROPRIATE UNITED STATES SENATORS.

ALL OFFICES: IDENTIFY ALL CLOSE RELATIVES, DISCREETLY ASCERTAIN REPUTATION, VERIFY CURRENT RESIDENCES OF LIVING CLOSE RELATIVES, AND CONDUCT ARREST CHECKS. VERIFY BIRTH FROM BUREAU OF VITAL STATISTICS.

FOLLOW DAPLI INSTRUCTIONS.

WHERE APPROPRIATE, VERIFY ADMISSION TO STATE AND LOCAL BARS, AND CHECK GRIEVANCE COMMITTEE RECORDS. ALSO CHECK NEWSPAPER MORGUES FOR ANY PERTINENT INFORMATION.

BUREAU DEADLINE AS SET FORTH ABOVE MEANS THE REPORT MUST BE RECEIVED AT THE BUREAU ON THAT DATE OR PRIOR THERETO.

BT

0133

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 3/14/07

To: HQ

Attn: Closed Files

From: PITC, Archives Unit

Approved By: 

b6
b7C

Drafted By: Archive Technician: MB

File Number(s): 77-137689 (Closed)

Title:

See attached

Synopsis: File Destruction

Enclosures: Enclosed are 1 items.

These items are forwarded to your office since you were OO at the time our case was RUC'd.

Enclosure(s) are described as follows:

<u>1</u> 1-A EXHIBITS	<u> </u> SURVEILLANCE LOGS
<u> </u> FD-302 ORIGINALS	<u> </u> INSERTS
<u> </u> LABORATORY REPORTS	<u> </u> TAX RETURNS
<u> </u> LATENT FINGERPRINT REPORTS	<u> </u> OTHER

Details:

NOTE: DO NOT BLOCK STAMP ORIGINAL ENCLOSURES

♦♦

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE HOUSTON	OFFICE OF ORIGIN BUREAU	DATE 4/2/79	INVESTIGATIVE PERIOD 4/2/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY ear
		CHARACTER OF CASE DEPARTMENTAL APPLICANT - JUDGE, U.S. COURT OF APPEALS, DISTRICT OF COLUMBIA Buded 3/29/79	

REFERENCE: Bu teletype to HO, 3/28/79.

- RUC -

ADMINISTRATIVE

Where appropriate, Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
							PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW	
COPIES MADE:		77-6965-3	
3 - Bureau 77-137689		Searched <input checked="" type="checkbox"/>	
① - Houston (77-6965)		Serialized <input checked="" type="checkbox"/>	
<i>GRM</i> <i>Ear</i>		Indexed <input checked="" type="checkbox"/>	
		FBI <input checked="" type="checkbox"/>	
		<i>File</i> <i>De</i>	
		<i>GRM</i>	

Dissemination Record of Attached Report				
Agency				
Request Recd.				
Date Fwd.				
How Fwd.				
By				

[illegible]

77-137689

77-6965-1a

my my

my

Field File No. 77-6965-1a1

CO and File No. _____

Date Received _____

From _____

(NAME OF CONTRIBUTOR)

(ADDRESS OF CONTRIBUTOR)

Houston

By

(NAME OF SPECIAL AGENT)

To Be Returned ☐ Yes

Receipt Given ☐ Yes

☒ No

☒ No

Description:

Notes re interview of



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b7C

b6

b7C

4/2/79

b6
b7C

Worked for him 2 yrs. as a legislative
asst. 1969 & 1970. Worked in political
campaigns.

Since working for him, I have observed
him in public and private.

[redacted] highest.

b6
b7C

Knowledge of law excellent.

Temperament is well suited to be a judge.
He has worked hard as a legislator to improve

treatment of minorities. No biases that I know
of. I believe

Loyalty to

Has not practiced law before him. His grasp of law
is firm and well-versed. Highest recommendation

Schiff, Hardin, and Waite.
Chicago, Ill.

b6
b7C



U.S. Department of Justice

Federal Bureau of Investigation

Washington, D. C. 20535

August 19, 1994

ABNER JOSEPH MIKVA

Captioned individual, who you advised was born January 21, 1926, in Milwaukee, Wisconsin, and holds Social Security Number 394-16-5242, was the subject of an applicant investigation conducted by the FBI in 1979. Attached are one memorandum and 20 reports which contain the results.

The central files at FBI Headquarters, the records of the Criminal Justice Information Services Division and appropriate computer data bases contain no additional pertinent information identifiable with the captioned individual based upon background information furnished in connection with this name check request.

Enclosures (21)

1 - [Redacted] Room 4371
1 - [Redacted]
1 - [Redacted]
1 - [Redacted]

77-137689

SIC:fps (6)

NOTE: Per request from Lloyd N. Cutler, Counsel to the President, at the White House (Staff).

RPZ/sk

b6
b7C

DELIVERED TO LIAISON
DATE AUG 19 1994 *dm*

Dep. Dir. _____
Asst. Dir.:
Crim. Inv. _____
CJIS _____
Finance _____
Info. Res. _____
Insp. _____
Lab. _____
Legal Coun. _____
National Sec. _____
Personnel _____
Training _____
Off. of EEOA _____
Off. of Public
& Cong. Affs. _____
Director's Office _____

MAILROOM ☐

FBI/DOJ

AUG 12 1994

CALLED IN 08/12/94

August 12, 1994

TO: FBI, LIAISON
FROM: LLOYD N. CUTLER
SUBJECT: FBI INVESTIGATIONS

SUBJECTS NAME MIKVA, ABNER JOSEPH SSN: 394-16-5242DATE OF BIRTH 01/21/26 PLACE OF BIRTH Milwaukee, WI

PRESENT ADDRESS _____

WE REQUEST: _____ Copy of Previous Report
 XX Name Check
 _____ Expanded Name Check
 _____ Full Field Investigation: Level I _____ Level II _____ Level III _____
 _____ Limited Update
 _____ Other

The person named above is being considered for:

XX White House Staff Position
 _____ Presidential Appointment

Attachments:

 _____ SF 86
 _____ SF 87, Fingerprint Card
 _____ SF 86, Supplement

In response to your request
There are attached memo
reports which may relate 21 encls.
to the subject of your letter.

Remarks/Special Instructions:

PLEASE EXPEDITE

* 08/12/94 NAME CHECK RUN 1 PAGE 1
* 12:40:46 SEARCHER # 487
* WHOS/MIKVA ABNER JOSEPH
* RETURN TO: [redacted] SUPERVISOR ROOM EXT.
* R# PROD FRUTD
* SEARCH TYPE: SP, A, A, N, N, N, Y, N

b6
b7C

MIKVA, ABNER, J

AD 62-53025-1082 PS HOC
AD [redacted] OK

MIKVA, ABNER

AD 9-62663 OK
SI 62-117455-828 32OK

MIKVA, ABNER, J

(I) 77-137689 OK
(I) 94-1-32555-168X1 4OK

MIKVA, ABNER, JOSEPH

AD 94-64216 OK

MIKVA, ABNER

(I) 94-642165 Duff
SI 100-457655-4-ENCLP10 OK
SI 62-112228-9-332 OK

SI [redacted] 23OK

AD [redacted] OK

SI 100-3-14-3945-P38 201OK

SI 100-3-14-3926-P30 200OK

SI 100-361031-1391-ENCLP9 45OK

SI 100-442529-2025-P44 104OK

Need all files

Asap

UAn

Clear

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b7E

b3
b7E

08/12/94 NAME CHECK RUN 1 PAGE 2 **
12:40:47 SEARCHER # 487 **

WHOS/MIKVA, ABNER, JOSEPH

MIKVA, ABNER

- (S) 100-444394-79-P21 3dc
- (I) 100-454565-1011-ENCLP4 270c
- (S) 100-454565-464-ENCLP2 10 0c
- (S) 100-457655-415 10 0c
- (I) 100-459771-253-ENCLP36 60c
- (S) 100-463195-987-ENCLP18 18 0c
- (F) 100-466545-20-ENCLP10 10K
- (I) 100-106670-A-CHICAGO TRIBUNE CHIC 150c
- (S) 100-106670-A-AGO IL
- (S) 100-367494-48 20K
- (S) 100-368365-54 20K
- (S) 100-423281-32 10K

MIKVA, ABNER, J

- (I) 94-64216 503
- (I) 94-64216 Supe
- On page (I) 100-457655-4-ENCLP10 10K
- (S) 62-96529-295-ENCLP4 110K - New
- (F) 62-114406-79 20K
- Page (I) 100-412574-2035-F44
- (I) 100-446453-155 80K
- (I) 100-454565-A-236
- (S) 100-454565-A-EVENING STAR WASHING 30K
- (S) 100-454565-A-TON
- (I) 100-457588-19-P14 10K
- (I) 100-466545-20-ENCLP10

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MIKVA, ABNER, J

IT 157-6-54-3460 7660c

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MIKVA, ABNER

NP 62-102708-43 16k

MIKVA, ABNER, J

NP 62-21775-2168 360k

(I) 100-437464-3 16k

NP 157-6-52-852-ENCLF2 88k

TOTAL P.05

Memorandum

MAR 16 1979

TO : Director, FBI

DATE: March 13, 1979

FROM: Phillip H. Modlin *PHM*
Deputy Associate Attorney GeneralSUBJECT *X*
ABNER J. MIKVADATE OF BIRTH
JANUARY 21, 1926POSITION *Tr-fn Pg. 1, 2*

OFFICE OR DIVISION (Location)

JUDGE

DC CIRCUIT COURT

(CHECK ONE)

TYPE OF POSITION

☐ EMPLOYEE☒ APPLICANT☒ SENSITIVE☐ NON-SENSITIVE

ENTERED ON DUTY

TYPE OF APPOINTMENT

☒ Please institute the usual character investigation in this matter and forward copies of the reports to this office.☐ Please furnish results of Name Check and search of Identification Records prior to completion of investigation

Standard Forms 86 are attached. Please return the original signed copy with the final report of this investigation.

☐ Name Check Made☐ Fingerprint Chart attached *Ident of [redacted]*
3-16-79☐ Please institute a name check of this individual whose Standard Form 171/86 is enclosed. The fingerprint chart is being forwarded to the Identification Building.

POS Code:

☐ Please discontinue the character investigation in this matter. Standard Form 86 submitted with our request should be returned to this office.

SS#:

REC-115
EX-114
PLACE OF BIRTH: MILWAUKEE, WISCONSIN
DE-54 *N77-137689*HOME ADDRESS: 1015 SHERIDAN ROAD
EVANSTON, ILLINOIS 60202

MAR 16 1979

1 cc - Office of Associate Attorney General *4-11-79*DOJ *126* ENCLOSURE

57 OCT 18 1979

FORMERLY DJ-99

FORM DOJ-99
5-15-74

19.3 Dacrydium, Myristicaceae

inacuna, Polhemus, Wiggins
+ Riedel

D. cucurbita, Pol. L. cucurbita, Pol. L. cucurbita
+ Pol. L. cucurbita

D. cucurbita, Pol. L. cucurbita, Pol. L. cucurbita
+ Pol. L. cucurbita

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

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D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

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D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

D. aurea, *Pol. aurea*, *Wig.* & *Ris.*

University of Wisconsin; Milwaukee, Wisconsin, 1943-44; 1946-47; left to attend Washington University, St. Louis, Missouri, 1947-48; left to attend University of Chicago Law School, Chicago, Illinois, 1948-51.

- b) Law School class standing, if known, major academic and other activities (e.g., Coif, Law Review, Moot Court, etc.)
J.D. cum laude, 1951. Editor-in-chief, U. Chi. L. Rev.;
Order of Coif, Phi Beta Kappa; 4th in class of 110.

III. Legal Data

1. List all courts in which you have been admitted to practice, with dates of admission. Give the same information for administrative bodies which require special admission to practice.

Supreme Court, State of Illinois, November, 1951. U.S. District Court, Northern District of Illinois, Eastern Division, December, 1952. U.S. Court of Appeals, 7th Circuit, December, 1956. U.S. Supreme Court, June, 1960. U.S. Court of Appeals, District of Columbia, December, 1978. U.S. Department of Justice, Board of Immigration Appeals and Immigration and Naturalization Service, Washington, DC., September, 1957. U.S. Department of Treasury, 1963.

2. Describe chronologically your legal and other experience since your graduation from law school, including:

- a) whether you served as law clerk to a judge, and if so, the name of the judge, the court, and the dates of the period you were a clerk.

✓ Law clerk to the Honorable Sherman Minton, U.S. Supreme Court, 1951-52.

- b) the dates, names and addresses of solo practice, law firms, or offices, companies, governmental agencies, or other organizations with which you have been connected, and the nature of your connection with each.

Partner, Devoe, Shadur, Mikva and Plotkin, 208 South LaSalle St., Chicago, Il. 60604, 1952-69. Partner, D'Ancona, Pflaum, Wyatt and Riskind, 30 N. LaSalle St., Chicago, Il. 60602, 1973-74. Member, Illinois House of Representatives, Illinois General Assembly, Springfield, Il., 1957-67. Chairman, Illinois House Subcommittee on Criminal Code, 1961. Chairman, Illinois House Judiciary Committee, 1965-67. Member, House of Representatives, U.S. Congress, Washington, D.C., 1969-72, 1975 to present.

- c) law teaching experience, including name of law school, dates, courses, and faculty rank.

Northwestern University Law School, Chicago, Il., 1973-75, The Legislative Process, Adjunct Professor of Law.

- d) all legal and other experience not listed in a-c.

Jury Project, University of Chicago Law School, Chicago, Il., 1955 (on leave of absence from law firm); Chairman, Illinois Board of Ethics, 1973.

3. Describe the general nature of your legal experience dividing it into periods with dates if its nature has changed.

- a) If you practice law, describe your typical clients, or former clients, and mention the areas, if any, in which you have specialized.

Following my clerkship, I commenced practicing law with the firm headed up by Arthur J. Goldberg, the general counsel for the CIO, and many of its unions. My early years of practice had a heavy emphasis on labor law, and I represented many national and local unions in the courts, before the National Labor Relations Board and in collective bargaining. Commencing about 1956, I began to do more commercial and business work, representing real estate developers, small corporations, movie distributors, hotels and a large national magazine. Throughout both segments of my practice, I engaged in extensive appellate work in the state and federal courts. Upon my election to Congress in 1968, I withdrew from the practice of law until 1973, when I resumed the practice of law for the two years I was out of Congress. During this latter period, I was involved in commercial litigation and representation, representing banks, corporations, real estate firms and doing appellate work for a wide variety of clients and other lawyers.

- b) Describe any work you have done in the human rights area, public interest law area, environmental, or consumer law area.

I was the attorney for the West Side Organization, an early community-civil rights organization, engaged in seeking to break down prejudice in employment, housing and schools. I did similar work for The Woodlawn Organization, the Chicago Council on Religion and Race, the Chicago Urban League, the American Civil Liberties Union, the Illinois Consumer Federation (which I helped form), and the Hyde Park Cooperative Society (on whose Board I served). In the Illinois State Legislature, I was the chief sponsor of a series of consumer credit bills which substantially changed the laws pertaining to wage garnishments, wage assignments, confessions of judgment and deficiency judgments. I also served on the Advisory Committee of the Uniform Laws Commission on Consumer Credit. I served on the Judicial Advisory Commission of Illinois while a member of the Illinois General Assembly.

- c) Describe any public defender, legal aid, or legal services you may have performed.

As one of the attorneys for the Illinois Division of the American Civil Liberties Union, I was involved in appellate work on indigent prisoners' cases. I did similar work for the Chicago Bar Association, and as appointed by the Federal District Court.

- d) Describe any prosecutorial functions you may have performed.

I have not performed any prosecutorial functions. As Chairman of the Illinois Board of Ethics, and as chairman of several legislative investigating committees, I engaged in fact-finding functions somewhat similar to grand jury proceedings.

- f) (sic) Describe the aspects of your legal experience which you believe especially qualify you to be a judge on the U.S. Court of Appeals for the District of Columbia.

Throughout my legal experience, commencing with my clerkship, I have been engaged extensively in appellate work. Together with my legislative and my teaching experience, I think I have had unique exposure to the ingredients of the appellate process.

4. Court and/or administrative agency experience with respect to the last five years (or the last five years which you practiced law):
- a) Did you appear in court or before administrative agencies regularly, occasionally or not at all? If the frequency of your appearance has varied during this period, describe each such variance, giving the dates thereof.
Regularly.
 - b) What percentage of these appearances was in
 - 1) Federal courts
40%
 - 2) State courts of record,
30%
 - 3) Before administrative agencies
30%
 - 4) Before other courts, including quasi-judicial bodies
None
 - c) What percentage of your litigation was
 - 1) Civil
90%
 - 2) Criminal
10%
 - d) State the number of cases in trial courts of record you tried to verdict or judgement (rather than settled), indicating whether you were sole counsel, chief counsel, or associate counsel and describe the type of experience.
40. In all of these, I was either the sole or chief counsel. They involved primarily civil matters, usually in the chancery (equity) courts of Illinois. Approximately 10 of them were in the federal courts and included censorship cases, tax cases, bankruptcy claims, contracts and one or two suits involving the U.S. government. Most of the cases were non-jury. My involvement included everything from the initial pleadings, presentation of witnesses, submission of trial briefs and documentation, and the handling of appeals, if any.

- e) State the number of cases in appellate courts in which you had significant litigative experience and describe the type of experience and your specific role.

35. Approximately one-half of my appeals were in the state courts and approximately one-half in the federal courts. I have argued two cases before the U.S. Supreme Court and have been involved in other appeals to the U.S. Supreme Court. I have argued before the Illinois Supreme Court approximately five times. I have argued approximately 10 cases in the federal courts of appeals.

- f) State the number of cases before administrative agencies in which you had significant litigative experience and describe the type of experience and your specific role.

100. I have appeared before the National Labor Relations Board, the Federal Trade Commission, the Chicago Censor Board, the Illinois Industrial Commission (which hears Workmen's Compensation cases), the Chicago Zoning Board, the Illinois Fair Employment Practices Commission and various licensing commissions in Illinois, California, New York, Puerto Rico and Jamaica. In all these cases, I was the lead counsel except in Puerto Rico and Jamaica where I participated with local counsel in handling the matters.

5. Summarize your legal experience prior to the foregoing five-year period, indicating as to that period the nature of your practice using Paragraph 4 above as a guide to the type of information we are seeking.

Prior to the last five years (and during the period that I was not a member of Congress), I appeared regularly in court and before administrative agencies. Approximately 35% was in federal courts, approximately 40% was before administrative agencies. Approximately 90% of the litigation was civil. During those early years, I tried approximately 50 cases, handled approximately 50 appeals and had approximately 150 cases before administrative agencies.

6. Experience in litigation and before quasi-judicial bodies (include pre-trial motion practice, etc.).

- a) Describe at least five of the most significant litigated matters which you personally handled in appellate courts or before administrative agencies and give the citations, if the cases were reported. Give a capsule summary of the substance of each case, and a succinct statement of what you believe to be the particular significance of the case. Identify the party or parties whom you represented; describe in detail the nature of your participation in the litigation and the final disposition of the case. Also, state as to each case, the dates of the litigation, the name of the court(s) and the judge(s) by whom the case was heard and decided, and the individual name, address and telephone numbers of co-counsel and of counsel for each of the other parties.

- 1) Leader vs. Cullerton involved a petition for fees arising

from a class action successfully prosecuted by various law firms in Chicago. The underlying class action successfully challenged the constitutionality of a state law which sought to tax leaseholds on the same basis as other real estate holdings. Some \$10 million in funds collected under the invalid law were being held in escrow. I served as lead counsel for the three law firms who had prosecuted the class action. In the trial court, Judge Daniel Cavelli, after a full prove-up trial, awarded fees on a percentage basis against the fund. An appeal was taken by several taxpayers who were seeking to resist the fees. We filed a cross-appeal seeking the full relief as requested in the petition for fees. Two major questions made the case significant and a landmark in class actions in Illinois. The first question was whether the escrow fund in the case met the requirement under Illinois law that a "fund" be in existence against which fees could be assessed. The second question involved the degree of proof and manner of prove-up necessary to allow a Chancellor to award fees. The Appellate Court of Illinois affirmed the decision of the Chancellor.. 25 Ill. App. 3d 216, 323 N.E. 2d 897 (1974) Subsequent to my leaving the firm to return to Congress, the case was further appealed by the original appellants to the Supreme Court of Illinois where the underlying decision was again affirmed (although the size of the fee allowed was diminished). 62 Ill. App. 3d 216, 323 N. E. 2d 897 (1976) I argued the case in the Appellate Court, did most of the work on the Appellate Court briefs and, as lead counsel, was responsible for the preparation and presentation of all trial court motions, presentation of witnesses and prove-up. I was involved in the case from January, 1973, through October, 1974. My co-counsel throughout this litigation were [redacted]

[redacted] of Arvey, Hodes, Costello and Burman, [redacted]

[redacted] The lead counsel for the opposition was [redacted] of Mayer, Brown and Platt, [redacted]

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2. American Cancer Society vs. Estate of Tomlinson. I represented the Chicago Chapter of the American Cancer Society in a will construction case in the Probate Division of the Circuit Court of Peoria County. The decedent had left a bequest to the "Cancer Research Fund." On behalf of the American Cancer Society, I prosecuted an action successfully to establish that the decedent had intended the bequest to go to the American Cancer Society. In order to achieve that result, I presented evidence dealing with the state of the decedent's mind as well as evidence that the American Cancer Society was the organization which was working in the areas about which the decedent was concerned. Heirs

of the decedent prosecuted an appeal to the Appellate Court of Illinois which reversed the Probate judge's ruling. 30 Ill. App. 2d 502, 333 N.E. 2d 663 (1975) The Supreme Court of Illinois reinstated the Probate judge's ruling, holding that under a cy pres doctrine, the American Cancer Society was entitled to the bequest. 65 Ill. 2d 382, 359 N.E. 109 (1976) At the appellate level, the Illinois Attorney General's office successfully joined the suit, urging that the bequest be given to the American Cancer Society. I was lead counsel in the Probate proceedings and worked extensively on the Appellate Court briefs but had left the firm to return to Chicago before the case was decided in either the Appellate Court or the Supreme Court of Illinois. The Probate judge was the Honorable Robert E. Coney, Circuit Court of Peoria County, Peoria, Illinois. The opposing counsel was [redacted] of McConnell, Kennedy, McConnell and Morris.

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[redacted] Two of my associates in the law firm wrote a law review article on the case. Gettleman, Robert and David R. Hodgeman, Judicial Constitutionality of Charitable Bequests: Theory vs. Practice, 53 Chi. Kent L. Rev. 659 (1977)

3) Illinois Bell Telephone Company vs. Illinois Commerce Commission. I was hired as counsel by the Community Fund of Chicago and other Illinois charities to petition before the Illinois Supreme Court for a rehearing of a ruling by the court that the Illinois Commerce Commission was entitled to rule that regulated utilities could not use charitable contributions as operating expenses in determining their rate base. Since the regulated utilities in Illinois are an extensive source of funds for charities, including hospitals, universities, etc., the matter was of the gravest concern to the charities. The Supreme Court refused to reconsider the matter but the hearing efforts were the basis of an appeal to the Illinois General Assembly to overturn the effect of the decision by changing the law. My co-counsel was James A. Velde, of Gardner, Carton, Douglas, Chilgren and Waude, One First National Plaza, Chicago, Il., 60670. 312-726-2452. Other counsel involved for the utilities included [redacted] Sidley and Austin, [redacted]

[redacted] Opposing counsel were the Illinois Attorney General, State of Illinois Building, 160 N. LaSalle St., Room 900, Chicago, Il., 60601, 312-793-3500, and [redacted] of Pressman and Hartunian, [redacted]

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4) West Side Organization vs. Centennial Laundry Company. I represented the West Side Organization, which was an unincorporated community association whose Board of Directors consisted of persons active on the west side of the city of Chicago, as well as various church figures throughout the Chicago community. WSO had participated in organizing a protest against Centennial Laundry's discriminatory hiring practices. Centennial Laundry obtained an injunction

precluding WSO from publicizing the Laundry's hiring policies. The injunction was issued notwithstanding the fact that the defendant had filed a verified answer putting in issue the basic allegations of the complaint. I was chief counsel throughout the trial court proceedings and then prosecuted an appeal to the Appellate Court of Illinois which vacated the injunction, allowing damages to the West Side Organization for the wrongful issuance of the injunction. 204 N. E. 2d 589 (1965) Centennial then appealed to the Supreme Court of Illinois which affirmed the Appellate Court's holding. 215 N. E. 2d 443 (1966) The case is considered one of the leading free speech cases in Illinois and is still cited as a landmark in determining the scope of a court's injunctive power. The Chancellor who issued the original injunction was Cornelius J. Harrington. Opposing counsel were Robert Fiffer (deceased) and [redacted] of Spivak and Lasky, [redacted]. The case commenced November 12, 1964, and was finally decided by the Illinois Supreme Court in 1966.

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5) Times Film Corporation vs. City of Chicago. I represented the Times Film Corporation in a series of cases against the Chicago Censor Board. Two of those cases were ultimately appealed to and decided by the Supreme Court of the United States. The first case involved a movie entitled The Game of Love. This was one of the earliest motion picture censorship cases brought in Illinois and was decided by a federal Master in Chancery in favor of Times Film Corporation and against the Chicago Censor Board. This involved many, many weeks of hearings before the Master, including testimony of witnesses, presentation of trial briefs and other documents. The Master was David A. Shipman, 135 S. LaSalle St., Chicago, Il., 60603, 312-782-7331. When the report was filed with Federal District Court Judge Joseph Samuel Perry, he impaneled an advisory jury to view the film and decide its obscenity. The jury voted 11 to 1 that the film was obscene and Judge Perry chose the jury report over his Master's report. Judge Perry's decision is reported at 139 F. Supp. 837 (1956). I took an appeal to the Court of Appeals for the 7th Circuit which affirmed the lower court's decision. 244 F. 2d 432 (1957) I then sought a writ of certiorari from the Supreme Court of the United States which reversed the Court of Appeals and the trial court in a per curiam decision. 355 U.S. 35 (1957) A permit was then issued for the showing of the film but the commercial success of the film had been vastly diluted by the time delay and the expense of the litigation. The client then decided to seek a ruling on the validity of the Censor Board itself. A second case was brought in federal court involving a motion picture called Don Juan. The film had not been presented to the Censor Board for prior viewing and a ruling was sought that the film could be shown without such previous submission. District Court Judge William Campbell dismissed the action. 180 F. Supp. 843 (1959) His decision was affirmed by the Court of Appeals for the 7th Circuit. 272 F. 2d 90 (1959) The United States Supreme Court agreed to hear the case and by a 5 to 4 decision, upheld the validity of the Censor Board. 365 U.S. 43 (1960), reh. den. 365 U.S. 856 (1961) The case remains one of the leading cases in the censorship field. I was the lead counsel

prosecuting both of these cases at every level, including argument before the United States Supreme Court. My co-counsel was [redacted]

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[redacted] Opposing counsel were John C. Melaniphy, Corporation Counsel for the City of Chicago, and [redacted]

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6) [redacted] vs. 222 East Chestnut Street Corporation. This matter involved protracted litigation and extensive appeals. I was the lead counsel representing [redacted] a real estate developer of a high rise apartment building in the city of Chicago. The action began with our request for a variation from the zoning laws of Chicago. The variation was granted by the Zoning Board and the 222 East Chestnut Street Corporation, which had intervened before the Zoning Board, obtained a stay against proceeding with the building, pending an appeal of the Zoning Board decision to the Illinois Supreme Court. The Illinois Supreme Court ultimately vacated the stay and dismissed the appeal. 10 Ill. 2d 132, 139 N. E. 2d 218 (1956) The intervenors then filed a state court injunction suit which was finally dismissed by the Appellate Court of Illinois. The intervenors then filed a federal court injunction suit which was finally dismissed by the Court of Appeals for the 7th Circuit. 253 F. 2d 484 (1958), cert. den., 358 U.S. 827 (1958), reh. den., 358 U.S. 901 (1958) I then filed a malicious prosecution suit on behalf of my client in federal court, claiming the initial intervention and efforts had been based on improper motives. The Federal District Court dismissed that cause of action, but the Court of Appeals reversed the trial court and remanded it for trial. 267 F. 2d 247 (C.A. 7, 1959), cert. den. 361 U.S. 836 (1959) The trial was then held before a jury, including a full prove-up of damages arising from the delays caused by 222 East Chestnut Street Corporation. The suit was against both the Chestnut Street Corporation and the bonding company which had issued the bond for the original stay. A verdict was entered in favor of the plaintiff and was affirmed in part and remanded by the Court of Appeals. 303 F. 2d 630 (1962). Certiorari was denied by the U.S. Supreme Court. 371 U.S. 935 (1962) On remand the Federal District Court, after trying the case before the jury, directed a verdict against [redacted] I took an appeal to the Court of Appeals, which reversed the trial court and remanded the case to the trial court. 353 F. 2d 680 (C.A. 7, 1965) Certiorari was denied by the U.S. Supreme Court. 384 U.S. 938 (1966) The 222 East Chestnut Street Corporation finally agreed to pay substantial damages to [redacted] The litigation occurred over a 10 year period and remains a classic in the use of the appellate process in a commercial dispute. The trial judge in the malicious prosecution actions was Judge Joseph Samuel Perry, U.S. District Court, Northern District of Illinois, Eastern Division, 219 S. Dearborn St., Chicago, Il., 60604, Room 2525, 312-435-5632. Opposing counsel throughout these matters

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included [redacted] Elward and
Macie, [redacted]
and Sam Block (deceased) and Howard Barron of Jenner and Block,
One IBM Plaza, Chicago, Il., 60611, 312-222-9350.

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- b) List the names and address of 10 attorneys other than those previously identified against whom you have appeared in litigation in the past three years.

As I have previously stated, I have not practiced law during the period I have served in the Congress. Therefore, the following attorneys are those against whom I appeared prior to my original service in Congress (January, 1969) or during the two years that I was not in Congress (1973-74).

Thomas A. Foran, 30 North LaSalle St., Chicago, Il., 60604, 302-368-8330. (Augustana Lutheran Church condemnation)

Hon. Eugene R. Pincham, Judge, Circuit Court, Criminal Division, 2600 S. California Ave., Chicago, Il. 60608, Room 702, 312-542-3167. (Chicago Board of Elections vs. Hoke)

Earl L. Neal, 111 W. Washington, Chicago, Il. 60602, 312-641-7144. (West Side Medical Center vs. Aldens (Paulina Street property condemnation))

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Hon. Marvin E. Aspen, Judge, Circuit Court, Law Division, 1605 Daley Center, Chicago, Il. 60602, 312-443-8308. (movie censorship cases)

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Hon. Richard Elrod, Sheriff, Cook County, Daley Center, Room 704, Chicago, Il., 60602, 312-443-6444. (Darrow vs. City of Chicago)

Robert H. Gerstein, One IBM Plaza, Chicago, Il. 60611, 312-822-9060. (Amalgamated Housing, Dept. of Urban Renewal)

[redacted]
(Exchange National Bank vs. Kalb)

Norman H. Nachman, 115 S. LaSalle St., Chicago, Il. 60603, 312-263-1480. (bankruptcy cases)

[redacted] (Grumadas vs. Rogers)

- c) In addition, if you are not from the District of Columbia area, please list the names and addresses of attorneys (up to 10) from the District of Columbia area against whom you have appeared in litigation in the past.

✓ Mr. Justice William Rehnquist, Supreme Court of the United States, 1 First Street, N.E., Washington, D. C., 20543, 202-252-3000. (Appearances by Justice Rehnquist while he was Assistant Attorney General before the House Judiciary Committee while I served on that committee)

Hon. Charles D. Ferris, Chairman, Federal Communications Commission, 1919 M St., N.W., Washington, D.C., 20554, 202-655-4000. (Testimony which I gave regarding charitable contributions from regulated utilities)

Henry Geller, Assistant Secretary for Communication and Information, National Telecommunications Information Administration, 1800 G St., N.W., Washington, D.C. 20504, 202-395-6161. (WAIT vs. FCC)

Mozart G. Ratner, 1900 M St., N.W., Washington, D.C. 20036, 202-223-9472 (various labor cases)

7. Experience in Legal Writings and Briefs (Pleadings, Motions, etc.)

Requested list is attached.

IV. Judicial Experience

a) Have you ever held judicial office?
No.

V. Non-legal experience

1. Have you ever held public office other than judicial office? If so, give details, including the office involved, whether elected or appointed, and the length of your service, giving dates.

State Representative, Illinois General Assembly, elected, January, 1957, to January, 1967.

Member, House Elections Committee, 1957-61;

Member, House Veterans Affairs Committee, 1957-61;

Member, House Appropriations Committee, 1961-65;

Member, House Judiciary Committee, 1961-67;

Chairman, House Judiciary Committee, 1965-67;

Member, Illinois Judicial Advisory Commission, 1965-67;

Member, Illinois Legislative Council, 1961-67.

U.S. Congressman, U.S. House of Representatives, elected, January, 1969, to January, 1973.

Member, House Judiciary Committee, 1969-73.

Member, House District of Columbia Committee, 1971-73.

Member, National Commission on Individual Rights and Privacy, 1971-72.

Member, National Commission on Reform of Federal Criminal Laws, 1970-71

U.S. Congressman, U.S. House of Representatives, elected, January, 1975, to current.

Member, House Ways and Means Committee, 1975-to current.

Vice Chairman, Democratic Study Group, 1975-77.

Chairman, Democratic Study Group, 1977-to current.

2. Are you now an officer or director or otherwise involved in the management of any business enterprise?

No

pg. 11

VI. Civic and Professional Activities

1. List all bar associations and professional organizations of which you are a member and give the titles and dates of any offices which you have held in such groups. List also chairmanships of any committees in bar associations and professional societies, and memberships on any committees which you believe to be of particular significance in relation to legal ability and interests and qualifications for judicial office.

American Bar Association: Council of the Section of Individual Rights and Responsibilities, January, 1973, to June, 1977;
Council of the Section of Litigation, August, 1975, to November, 1976.

Chicago Bar Association: Board of Managers, 1962-64;
Younger Members Committee, 1953-56;
Labor Law Committee, 1956-60.

Decalogue Society of Lawyers.

American Law Institute, 1970-76.

Illinois State Bar Association to June, 1975.

2. List all organizations and clubs other than bar associations or professional associations or professional societies of which you are or have been a member, including civic, charitable, religious, educational, social and fraternal organizations. If you are no longer a member indicate approximate dates your membership ceased. Indicate whether you had any position of leadership in these organizations.

Chairman, Democratic Study Group, 1977-to current;

Vice Chairman, Democratic Study Group, 1975-77;

Illinois Division of American Cancer Society, former Board member;

Schwab Rehabilitation Hospital, former Board member;

Hyde Park Cooperative Society, former Board member;

Illinois Division of American Civil Liberties Union, former Board member;

University of Chicago Law School Alumni Association, former Board member;

KAM Temple, former Board member;

Beth Emet Temple, former Board member;

University of Chicago Law School Visiting Committee, 1978;

National Advisory Council, National Council to Control Handguns;

American Jewish Committee;

American Jewish Congress;

American Veterans Committee;

B'nai B'rith;

Chicago Council of Lawyers;

Jewish War Veterans.

3. List any honors, prizes, awards or other forms of recognition which you have received (including any indication of academic distinction in college or law school) other than those mentioned in answers to the foregoing questions.

Doctor of Humane Letters, Chicago College of Osteopathic Medicine, 1971;
 Outstanding Legislative Service in the 1961 General Assembly, Joint Committee to Revise the Illinois Criminal Code, 1961;
 One of Ten Outstanding Young Men in Chicago, Junior Association of Commerce and Industry, 1961;
 Award for leadership in securing repeal of Title II of the Internal Security Act of 1950, Japanese American Citizens League, 1972;
 Outstanding Freshman Representative, Illinois newspapermen covering Illinois Legislature, 1956;
 Best Legislator Awards for each of five terms served in the Illinois General Assembly, Independent Voters of Illinois (1957-67);
 Clarence Darrow Humanitarian Award for Public Service in the Darrow Tradition, 1963;
 Page One Award for Outstanding Contributions to a Better Chicago, Chicago Newspaper Guild, 1964;
 Excellence in Politics Award, Committee on Illinois Government, 1973;
 Israel Bond Man of the Year, B'nai B'rith Council of Greater Chicago, 1975;
 Congressman of the Year, Illinois Speech-Hearing Association, 1978;
 Congressional Award of Merit, Zionist Organization of Chicago, 1978;
 Man of the Year, Chicago Chapter of Mogen David Adom, 1978;
 Special Award, National Federation of Independent Business, 1978;
 Award of Merit, National Council of Senior Citizens, 1978;
 Leadership Award, Campaign for United Nations Reform, 1978;
 Taxpayers' Friend, Taxation with Representation, 1978.

VII. Personal Data

1. Have you ever been considered for a federal or state judgeship by a merit selection panel? If so, when? Which panel? (State name and address of chairperson.)

No.

2. Have you ever been convicted for violation of any Federal law or regulation, state law or regulation, county or municipal law, regulation or ordinance? If so, give details. Do not include traffic violations for which a fine of \$50.00 or less was imposed.

No.

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3. Has a tax lien or other collection procedure ever been instituted against you by federal, state or local authorities? If do, give particulars. Would a current public review of your tax situation cause you any embarrassment?

No.

4. Have you ever been sued successfully by a client? If so, give particulars. (Treat settling a case as a successful suit.)

No.

5. Have you ever been disciplined, reprimanded, or cited for a breach of ethics or unprofessional conduct by, or been the subject of a formal proceeding respecting such conduct before any court, administrative agency, bar association, disciplinary committee, or other professional group? If so, give the particulars.

No.

6. a) What is the present state of your health?

Excellent.

- b) Have you in the past five years had any serious illness, or incapacity or hospitalization that has prevented you from working for two weeks?

No.

- c) Do you suffer from any impairment of eyesight or hearing or any other physical handicap not fully correctable by mechanical means? If so, give details.

No.

- d) When did you have your most recent general physical examination, and who was the supervising physician? (Give name and full address.)

Dr. Freeman H. Cary, U.S. Capitol, Room H266, Washington, D.C., 20515. September, 1978.

- e) Are you currently under treatment for an illness or physical condition? If so, give details.

No.

- f) Have you ever been treated for or had any problem with alcoholism or any related condition associated with consumption of alcoholic beverages or any other form of drug addition or dependence? If so, give details.

No.

pg. 14

- g) Have you ever been treated for or subject to any form of mental illness? If so, give details.

No.

- h) Have you ever consulted on a regular basis a psychiatrist or psychotherapist over a period extending more than six weeks? If so, give details.

No.

7. State any other information which may reflect adversely on you, your professional or personal career, or which you believe should be disclosed in connection with consideration of you for nomination for the United States Circuit Judge.

None.

7. (sic) State all factors which you believe demonstrate that you possess a commitment to equal justice under law.

My service on two judiciary committees included active sponsorship and support for Fair Employment Practices legislation, Voting Rights Act extension, the Equal Rights Amendment, 18-year old voting, prison reform, and criminal code reform. I served on the National Commission on Reform of Federal Criminal Laws (the Brown Commission) where I helped draft a proposed new Criminal Code. While a member of the Illinois General Assembly, I was Chairman of the Joint Committee which successfully proposed and had adopted a new Criminal Code in Illinois. I am submitting copies of two reports issued by the Ralph Nader Congress Watch, in 1972, and in 1978, evaluating my record in Congress.

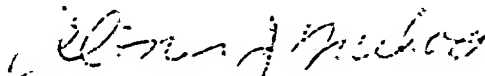
8. State any additional factors which you believe qualify you for the position of a judge on the U.S. Circuit Court for the District of Columbia.

I think that my mix of practicing law, teaching law and making law gives me a unique set of experiences with which to interpret the law and judge its applicability. My experience at the national level gives me some insights on how this unique national court must function in our system.

9. Please check to see that you have answered all questions. If you have not answered any questions, give details.

Not applicable.

I hereby waive any privilege of confidentiality I may have concerning information which the Panel may desire to obtain from any course concerning my qualifications for judicial office. I specifically authorize all institutions, organizations, schools, physicians, hospitals, and individuals to make available to the Panel any information concerning me which the Panel may request.


(Signature)

Abner J. Mikva
(Typed Name)

January 19, 1979
(Date)

Attached list for 7. Experience in Legal Writings and Briefs
(Pleadings, Motions, etc.)

Attach a list of (a) all of your writings which have been published in a law review, law journal, or other legal periodical, (b) all writings which have been published in any other publications of general circulation, (c) all published books which you have written. Give title, full citation, and date of each. Furnish examples of any legal briefs, legislative committee reports, statutes, or other legal writings which reflect your personal work, if you wish. If briefs are submitted, submit only those which were written largely or entirely by you; indicate degree to which they represent your, original work.

- (a) Mikva, Sovereign Immunity and Public Responsibility, U. Ill. L. Forum, Vol. 1966, Winter No. 1, 828;
Mikva, Lobbying and Conflict of Interest, The Decalogue Journal, 5-7, March-April, 1967;
Mikva, Interest Representation in Congress: The Social Responsibilities of the Washington Lawyer, 38 Geo. Wash. L. Rev. 651 (1970);
Mikva, Abner J. and Joseph R. Lundy, The 91st Congress and the Constitution, 38 U. Chi. L. Rev. 449 (1971);
Mikva, Abner J. and Michael F. Hertz, Impoundment of Funds -- the Courts, The Congress and The President: A Constitutional Triangle, 69 Northwestern U. L. Rev. 335 (1974);
Mikva, Abner J., Book Review, The First Freedom, edited by Robert B. Downs, 13 DePaul L. Rev. #1, 184 (Winter, 1963);
Mikva, Abner J., Book Review, The Negro and The First Amendment, by Harry Kalven, Jr., and A Manual for Direct Action: Strategy and Tactics for Civil Rights and All Other Non-Violent Protest Movements, by Martin Oppenheimer and George Lakey, 33 U. Chi. L. Rev. 185 (1965);
Mikva, Abner J., Book Review, Improving the State Legislature, by Harold Katz, 34 U. Chi. L. Rev. 719 (Spring, 1967);
Mikva, Abner J., Book Review, Movies, Censorship and the Law, by Ira Carmen, 66 Mich. L. Rev. 816 (1968);
Mikva, Abner J., Book Review, Justice: The Crisis of Law, Order and Freedom in America, by Richard Harris, 83 Harv. L. Rev. 1933 (1970);
Note, Taxation of Family Part Income -- The Tower Doctrine Revisited, 17 U. Chi. L. Rev. #3, 503 (Spring, 1950);
Note, Old Standards in New Context: A Comparative Analysis of FCC Regulations, 18 U. Chi. L. Rev. #1, 18 (Autumn, 1950);
Mikva, Employer Free Speech and Employee Rights, Comments, 17 Labor Law Journal, #4, 321 (April, 1963)

- (b) The Church, Entertainment Media and Moral Values, Report of a Seminar Conducted by the Methodist Church, December, 1962; Chicago: Citadel of Censorship, Focus/Midwest, March/April, 1963;
For Whom the Bell Tolls: Cook County's Emerging Politics, Center for Research in Urban Government, Loyola University, August, 1967;
Congress and the Cities, New Cities, March, 1969;
A Freshman Congressman Looks at the House, Ave Maria - Catholic Weekly, January, 1970;
Consumer Credit in the 70's: An Overview, The Business Lawyer, January, 1971;
Society's Threat, The Military Sleuth, Trial - National Legal Magazine, March, 1971;
Future Trends in Consumer Credit, Chicago Bar Record, April, 1971;
The Making of a Ghetto, The Progressive, November, 1971;
The Desperate Need for Prison Reform, Viewpoint, Chicago Sun-Times, November 14, 1971;
Stop Handgun Peril, Virginia Law Weekly, November 19, 1971;
A New Prisoner, The New Democrat, December, 1971;
Foreign Aid Need Not Be a Failure, Chicago Daily News, February 10, 1972;
Why It is Futile Now (Vietnam), Chicago Tribune, March 22, 1972;
Stick 'em Up, America!, Midwest Magazine, Chicago Sun-Times, February 17, 1974;
The Ethical Politician -- Reducing the Inconsistency in Terms, U. Chi. Law School Magazine, Spring, 1974;
Ethics and Lawyers in Government, Chicago Bar Association Young Lawyers Journal, September/October, 1974;
Book review of Boss, by Mike Royko, The Washington Post, March 23, 1971;
Book review of O Congress, by Hon. Don Reigle, Washington Post, June 23, 1972;
Book review of In the Fullness of Time: The Memoirs of Paul H. Douglas, by Hon. Paul H. Douglas, New York Times Book Review Magazine, July 16, 1972.

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ABNER J. MIKVA, DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES
COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED:

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MARCH 26, 1979, WITHOUT FAIL. {B}

REBUTEL CALL TO WASHINGTON FIELD AND CHICAGO MARCH 14,

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1979.

APPLICANT BORN JANUARY 21, 1926, MILWAUKEE, WISCONSIN.

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MILITARY SERVICE: UNITED STATES ARMY AIR FORCE, JULY, 1943
TO NOVEMBER, 1945.

EDUCATION: UNIVERSITY OF WISCONSIN, MILWAUKEE, WISCONSIN,
1943 TO 1944, AND 1946 TO 1947; WASHINGTON UNIVERSITY,
ST. LOUIS, MISSOURI, 1947 TO 1948; UNIVERSITY OF CHICAGO LAW
SCHOOL, CHICAGO, ILLINOIS, 1948 TO 1951.

EMPLOYMENT: 1951 TO 1952, LAW CLERK, JUSTICE SHERMAN
MINTON, UNITED STATES SUPREME COURT; 1952 TO 1969, PARTNER,
DEVOE, SHADUE, MIKVA AND PLOTKIN, CHICAGO, ILLINOIS; PARTNER,
D'ANCONA, PFLAUM, WYATT AND RISKIND, CHICAGO, ILLINOIS, 1973 TO
1974; MEMBER, ILLINOIS HOUSE OF REPRESENTATIVES, ILLINOIS
GENERAL ASSEMBLY, 1957 TO 1967; MEMBER, HOUSE OF REPRESENTA-
TIVES, UNITED STATES CONGRESS, 1969 TO 1972, AND 1975 TO
PRESENT; ALSO, ADJUNCT PROFESSOR, NORTHWESTERN UNIVERSITY LAW
SCHOOL, CHICAGO, ILLINOIS, 1973 TO 1975.

WASHINGTON FIELD AND CHICAGO: INTERVIEW APPLICANT FOR
COMPLETE BACKGROUND DATA, INCLUDING FULL NAME, IF NECESSARY.
INCLUDE RESULTS IN REPORT, AS WELL AS TABLE OF CONTENTS. ALL

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ACTIVITIES, INCLUDING SUMMERS AND PERIODS OF UNEMPLOYMENT SINCE GRADUATION FROM HIGH SCHOOL MUST BE ACCOUNTED FOR. SECURE IDENTITY ALL ORGANIZATIONS OF WHICH HE HAS BEEN OR IS PRESENTLY A MEMBER. LIST THESE UNDER HEADING "ORGANIZATIONAL AFFILIATIONS" NEAR BEGINNING OF REPORT. ASCERTAIN WHETHER APPLICANT IS SERVING AS AN OFFICER, DIRECTOR, OR EMPLOYEE OF ANY CORPORATION ORGANIZED FOR PROFIT. VERIFY. HAVE EDUCATIONAL RELEASE AND TAX WAIVER FORMS EXECUTED AND PROMPTLY FORWARD ORIGINAL OF LATTER TO BUREAU.

SUTEL BUREAU IDENTITY AND BIRTH DATA OF ANY DECEASED CLOSE RELATIVES. INTERVIEW PERSONAL PHYSICIAN, PRESIDENTS OF LOCAL BARS, ATTORNEYS WHO HAVE OPPOSED APPLICANT, NUMBER OF MEMBERS OF OPPOSING POLITICAL PARTIES. ALSO INTERVIEW LABOR OFFICIALS, RELIGIOUS LEADERS, ATTORNEYS, MINORITY AND ETHNIC REPRESENTATIVES, AND APPROPRIATE LAW ENFORCEMENT OFFICIALS, AS WELL AS FEDERAL, STATE, AND LOCAL JUDGES. IF APPLICANT HAD HISTORY OF FINANCIAL TROUBLE, ASSURE THAT APPROPRIATE RECORDS ARE CHECKED FOR LOCAL AND STATE TAX LIENS OUTSTANDING AGAINST HIM.

IF APPLICANT OWNS, OR HAS OWNED ANY REAL PROPERTY, DETERMINE WHETHER PROPERTY ENCUMBERED WITH ANY COVENANTS PERTAINING

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TO RACE, CREED, COLOR, OR RELIGION. DETERMINE IF GROUPS TO WHICH THE APPLICANT BELONGS OR HAS BELONGED DISCRIMINATE BECAUSE OF RACE OR RELIGION.

SUTEL ALEXANDRIA INFORMATION CONCERNING FOREIGN TRAVEL.

WASHINGTON FIELD: THIS IS A PRESIDENTIAL APPOINTMENT. ALSO CHECK INTERNAL REVENUE SERVICE, INTERVIEW APPROPRIATE UNITED STATES SENATORS.

ALL OFFICES: IDENTIFY ALL CLOSE RELATIVES, DISCREETLY ASCERTAIN REPUTATION, VERIFY CURRENT RESIDENCES OF LIVING CLOSE RELATIVES, AND CONDUCT ARREST CHECKS. VERIFY BIRTH FROM BUREAU OF VITAL STATISTICS.

FOLLOW DAPLI INSTRUCTIONS.

WHERE APPROPRIATE, VERIFY ADMISSION TO STATE AND LOCAL BARS, AND CHECK GRIEVANCE COMMITTEE RECORDS. ALSO CHECK NEWSPAPER MORGUES FOR ANY PERTINENT INFORMATION.

BUREAU DEADLINE AS SET FORTH ABOVE MEANS THE REPORT MUST BE RECEIVED AT THE BUREAU ON THAT DATE OR PRIOR THERETO.

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ABNER J. MIKVA, DAPLI, JUDGE, UNITED STATES COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT, BUDED: MARCH 26, 1979, WITHOUT FAIL
(B).

REBUTEL TO CHICAGO, MARCH 15, 1979.

CHICAGO, EXPEDITE COPY OF EDUCATIONAL RELEASE TO ST. LOUIS.

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RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

FM CHICAGO (77-22636) (P) (SQUAD 12)

TO DIRECTOR PRIORITY

PHOENIX PRIORITY

BT

UNCLAS

ABNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT, BUDED MARCH 26, 1979, WITHOUT
FAIL (B).

RE BUREAU TELETYPE MARCH 15, 1979, NO COPY TO PHOENIX.

FOR INFORMATION OF PHOENIX APPLICANT IS A U.S. REPRESENTATIVE
FROM ILLINOIS, BORN JANUARY 21, 1916, AT MILWAUKEE, WISCONSIN
AND RESIDES AT 1015 SHERIDAN ROAD, EVANSTON, ILLINOIS.
APPLICANT WAS A PARTNER IN THE LAW FIRM OF D'ANCONA, PFLAUM,
WYATT AND RISKIND, 30 NORTH LASALLE STREET, CHICAGO, FROM
JANUARY 1, 1973 TO DECEMBER 31, 1974.

[REDACTED] AND RICHARD LEVIN, [REDACTED] IN THE
ABOVE FIRM ARE BOTH WELL ACQUAINTED WITH THE APPLICANT.

NOT RECORDED

22 SEP 27 1979

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Emp. Sec. & Spec.
Insp. Section
2255 JEN TL# 231

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126
57 OCT 18 1979

C/h

PAGE TWO CG 77-22636 UNCLAS

[REDACTED] RESIDES AT [REDACTED]

TELEPHONE [REDACTED] LEVIN WILL BE VISITING THE [REDACTED]

RESIDENCE ON MARCH 22, 1979.

PHOENIX INTERVIEW [REDACTED] AND LEVIN.

BT

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FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☐ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 3/21/79

TO: DIRECTOR, FBI
 FROM: SAC, WFO (77-107060) (P)
 ABNER J. ⁰MIKVA
 DEPARTMENTAL APPLICANT
 JUDGE
 UNITED STATES COURT OF APPEALS,
 DISTRICT OF COLUMBIA CIRCUIT
 BUDED: 3/26/79, WITHOUT FAIL (B)

ReButeletype to WFO, et al, dated 3/15/79.

Enclosed for receiving offices is one copy
 of FD-406 and FD-484.

- a*
- ENCLOSURE**
- ①-Bureau (Enc. 2)
 - 1-Alexandria (Enc. 2)
 - 1-Chicago (Enc. 2)
 - 1-Detroit (Enc. 2)
 - 1-Indianapolis (Enc. 2)
 - 1-Kansas City (Enc. 2)
 - 1-Los Angeles (Enc. 2)
 - 1-Milwaukee (Enc. 2)
 - 1-Springfield (Enc. 2)
 - 1-St. Louis (Enc. 2)
 - 1-WFO

SAF:dmm
 (11)

77-137689-5

NOT RECORDED

22 SEP 27 1979

Approved: *NS*
 57 OCT 18 1979

Transmitted _____
 (Number) (Time)


Per _____

INSTRUCTIONS: Please sign
and return one of the two
enclosed copies

This is to advise you in conformance with the Privacy Act of 1974 that the information solicited from you by personnel of the FBI is needed to complete background inquiries required by the authority granted in Title 28, Part O, Subpart P, paragraph 0.85, subparagraph C, Code of Federal Regulations. The furnishing of this information is voluntary on your part. The information requested from you is needed to complete a background inquiry. The information furnished by you and the results of inquiry will be used to determine your eligibility for access to FBI space. You should be aware that wilfully making a false statement or concealing a material fact could be a basis for refusing you access to FBI space, and may constitute a violation of Section 1001, Title 18, United States Code.



Signature



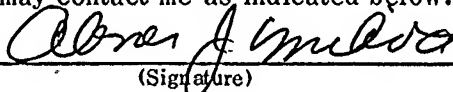
Date

AUTHORITY TO RELEASE INFORMATION

TO WHOM IT MAY CONCERN:

I hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release, or copy thereof, within one year of its date, to obtain any information in your files pertaining to my employment, military, credit or educational records including, but not limited to, academic, achievement, attendance, athletic, personal history, and disciplinary records; medical records, and credit records. I hereby direct you to release such information upon request of the bearer. This release is executed with full knowledge and understanding that the information is for the official use of the Federal Bureau of Investigation. Consent is granted for the Federal Bureau of Investigation to furnish such information, as is described above, to third parties in the course of fulfilling its official responsibilities. I hereby release you, as the custodian of such records, and any school, college, university, or other educational institution, hospital, or other repository of medical records, credit bureau, lending institution, consumer reporting agency, or retail business establishment including its officers, employees, or related personnel, both individually and collectively, from any and all liability for damages of whatever kind, which may at any time result to me, my heirs, family or associates because of compliance with this authorization and request to release information, or any attempt to comply with it. I am furnishing my Social Security Account Number on a voluntary basis with the understanding such is not required by Federal statute or regulation. I have been advised the FBI will utilize this number only to facilitate the location of employment, military, credit, and educational records concerning me in connection with this application. Should there be any question as to the validity of this release, you may contact me as indicated below.

Full Name:


(Signature)

Full Name:

Abner J. Mikva

(Typed or Printed Name)

Social Security Account Number:

394 16 5242

Parent or Guardian:
(If required)

Date:

March 20, 1979

Current Address:

1015 Sheridan Road

Evanston, Il. 60202

Telephone Number:

312 864 6316

Witness

(Special Agent)
Federal Bureau of Investigationb6
b7c

VZCZCWF0333

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DE WF #2054 2601725

ZNR UUUUU

O 211716Z MAR 79

FM FBI WASHINGTON FIELD (77-137060)

TO DIRECTOR, FBI ROUTINE

FBI ALEXANDRIA IMMEDIATE

FBI CHICAGO IMMEDIATE

FBI DETROIT IMMEDIATE

FBI INDIANAPOLIS IMMEDIATE

FBI KANSAS CITY IMMEDIATE

FBI LOS ANGELES IMMEDIATE (LA VIA FBIHQ)

FBI MILWAUKEE IMMEDIATE

FBI SPRINGFIELD IMMEDIATE

FBI ST. LOUIS IMMEDIATE

////////////////////ALL OFFICES VIA FBIHQ////////////////////

BT

UNCLAS SECTION 1 OF 3

ABNER J. MIKVA, DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES

COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED: MARCH 26,

1979, WITHOUT FAIL (B).

RE BUREAU TELETYPE TO WFO, ET AL, MARCH 15, 1979.

FOR INFORMATION OF RECEIVING OFFICES, APPLICANT BORN

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Dep. Sec'y
Inq. Section
1823 JER TL# 231

(Handwritten signature)

77-137689-6

NOT RECORDED

22 SEP 27 1979

TELETYPE TO:

57 OCT 18 1979

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PAGE TWO DE WF 0084 UNCLAS

JANUARY 21, 1926, AT MILWAUKEE, WISCONSIN (WI), PRESENTLY MAINTAINS RESIDENCES AT 1015 SHERIDAN ROAD, EVANSTON, ILLINOIS (IL), AND 3000 SPOUT RUN DRIVE, ARLINGTON, VIRGINIA (VA), SOCIAL SECURITY NUMBER 394-16-5242.

EMPLOYMENT: APPLICANT EMPLOYED JANUARY, 1975, TO PRESENT AS CONGRESSMAN, UNITED STATES (US) CONGRESS, WASHINGTON, D. C. (WDC); JANUARY, 1973, TO DECEMBER, 1974, D'ANCONA, PFLAUM, WYATT AND RISKIND, 30 NORTH LA SALLE, CHICAGO, IL, PARTNER IN LAW FIRM; JANUARY, 1973, TO NOVEMBER, 1974, CHAIRMAN, ILLINOIS BOARD OF ETHICS, 160 NORTH LA SALLE, CHICAGO, IL, GOVERNMENT EXECUTIVE, SUPERVISOR, FORMER GOVERNOR DAN WALKER; JANUARY, 1973, TO JUNE, 1975, NORTHWESTERN UNIVERSITY LAW SCHOOL, CHICAGO, IL, (PART-TIME) ADJUNCT PROFESSOR OF LAW, SUPERVISOR, THEN DEAN, JAMES RAHL; JANUARY, 1969, TO DECEMBER, 1972, US CONGRESS, WDC, CONGRESSMAN; JULY, 1952, TO DECEMBER, 1968, DEVOE, SHADUR, MIKVA AND PLOTKIN, 208 SOUTH LA SALLE, CHICAGO, IL, LAWYER (PARTNER 1956-1969, ASSOCIATE 1952-1956); JANUARY, 1957, TO DECEMBER, 1966, ILLINOIS HOUSE OF REPRESENTATIVES, SPRINGFIELD, IL, STATE LEGISLATOR; APRIL, 1954, TO JULY, 1954,

PAGE THREE DE WF 8894 UNCLAS

UNIVERSITY OF CHICAGO, RESEARCH FOR JURY PROJECT, WICHITA,
KANSAS, LEGAL RESEARCHER, SUPERVISOR PROFESSOR HARRY KALVEN,
NOW DECEASED; JULY, 1951 THROUGH JULY, 1952 MR. JUSTICE SHERMAN
MINTON (NOW DECEASED), U. S. SUPREME COURT, WASHINGTON, D. C.,
LAW CLERK; SEPTEMBER, 1949 THROUGH JUNE, 1951 HONORABLE U. S.
SCHWARTZ (NOW DECEASED) JUDGE, ILLINOIS APPELLATE COURT,
1ST DISTRICT, CIVIC CENTER, CHICAGO, ILLINOIS, RESEARCHER;
JUNE, 1949 THROUGH SEPTEMBER, 1949 YELLOW CAB COMPANY, 1428
WEST 3RD, LOS ANGELES, CALIFORNIA, DRIVER, DOES NOT REMEMBER
SUPERVISOR; OCTOBER, 1948 THROUGH JUNE, 1949 IDA NOYES HALL,
UNIVERSITY OF CHICAGO, 5801 SOUTH ELLIS, CHICAGO, ILLINOIS,
WAITER, DOES NOT REMEMBER SUPERVISOR; SEPTEMBER, 1947 THROUGH
OCTOBER, 1948 METROPOLITAN LIFE INSURANCE, 2351 MARKET STREET,
ST. LOUIS, MISSOURI, AGENT, SUPERVISOR [REDACTED] JUNE, 1947
THROUGH SEPTEMBER, 1947, HOLLYWOOD REPORTER, 6715 WEST SUNSET,
LOS ANGELES, CALIFORNIA, SALESMAN, DOES NOT REMEMBER SUPERVISOR;
JUNE, 1946 THROUGH JUNE, 1947, PHI SIGMA DELTA, UNIVERSITY
OF WISCONSIN, MADISON, WISCONSIN, STEWART, DOES NOT REMEMBER

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PAGE FOUR DE WF 0004 UNCLAS

SUPERVISOR; JANUARY, 1946 THROUGH JUNE, 1946 TRIPP HALL,
UNIVERSITY WISCONSIN, MADISON, WISCONSIN, WAITER, DOES NOT
REMEMBER SUPERVISOR; NOVEMBER, 1945 THROUGH JANUARY, 1946
UNEMPLOYED-RETURNED FROM MILITARY SERVICE; JUNE, 1941 THROUGH
NOVEMBER, 1943 NISLEG SHOE COMPANY, MILWAUKEE, WISCONSIN,
SALESMAN, NO LONGER IN BUSINESS AND DOES NOT REMEMBER NAME OF
SUPERVISOR.

EDUCATION: NO ADDITIONAL EDUCATION OTHER THAN SET FORTH
IN REFERENCED BUREAU TELETYPE.

MILITARY SERVICE: SECOND LIEUTENANT, SERIAL NUMBER
06090203, U. S. ARMY, JANUARY, 1944 TO NOVEMBER, 1945.

APPLICANT INTERVIEWED ON MARCH 19, 1979, AND ADVISED
HE RESIDES AT 1015 SHERIDAN ROAD, EVANSTON, ILLINOIS, WITH

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PAGE FIVE DE WF 0034 UNCLAS

SISTER, ROSE MIKVA ZEID, BORN 1913 RESIDES AT 5398 EMPORIA AVENUE, CULVER CITY, CALIFORNIA.

RESIDENCE: JUNE, 1972 - JUNE, 1973, 1242 MICHIGAN AVENUE, EVANSTON, ILLINOIS; NOVEMBER, 1971-JUNE, 1972, 1412 ELMWOOD, EVANSTON, ILLINOIS; JANUARY, 1969- JUNE, 1972, 5932 OAKDALE, MC LEAN, VIRGINIA; JUNE, 1956- NOVEMBER, 1971, 5543 KENWOOD, CHICAGO, ILLINOIS; SEPTEMBER, 1952- JUNE, 1956, 11185 EAST HYDE PARK BOULEVARD, CHICAGO, ILLINOIS; OCTOBER, 1948- SEPTEMBER, 1952, 8326 SOUTH INGLESIDE, CHICAGO, ILLINOIS; JUNE, 1951-AUGUST, 1952, 1412 MARTHA CURTIS DRIVE, ALEXANDRIA, VIRGINIA; SEPTEMBER, 1947-OCTOBER, 1948, 6239 DELMAR, ST. LOUIS, MISSOURI; JULY, 1947-SEPTEMBER, 1947, 2419 LONGWOOD, LOS ANGELS, CALIFORNIA; JANUARY, 1946-JUNE, 1947, 819 LANGDON, MADISON, WISCONSIN; 1936-JANUARY, 1946, 2745 NORTH 49TH STREET, MILWAUKEE, WISCONSIN.

APPLICANT'S PERSONAL PHYSICIAN IS DR. FREEMAN H. CARY, U. S. CAPITAL, ROOM H 166, WASHINGTON, D. C.

PAGE SIX DE WF 0004 UNCLAS

APPLICANT ADVISED THAT HE AND HIS WIFE OWN THEIR RESIDENCE AT 1015 SHERIDAN ROAD, EVANSTON, ILLINOIS WITH THE MORTGAGE ON SAID REAL ESTATE BEING HELD BY EXCHANGE NATIONAL BANK, 130 SOUTH LA SALLE, CHICAGO, ILLINOIS. APPLICANT, HIS WIFE, AND HAROLD AND ETHEL MAE KATZ, OWN A HOME AT 15238 LAKESHORE ROAD, LAKESIDE, MICHIGAN. APPLICANT HAS A LOAN ON THIS PROPERTY IN THE AMOUNT OF [REDACTED] AT THE CONTINENTAL ILLINOIS NATIONAL BANK, 231 SOUTH LA SALLE STREET, CHICAGO, ILLINOIS. APPLICANT AND HIS WIFE TOGETHER OWN A [REDACTED] INTEREST IN A LIMITED PARTNERSHIP, WINCHESTER VENTURE, CHICAGO, ILLINOIS. THEIR INVESTMENT WAS

[REDACTED] THE MANAGING PARTNER IS [REDACTED]
[REDACTED]
[REDACTED]

[REDACTED] THERE ARE TWO LIENS AGAINST THE BUILDING; THE FIRST IS ONLY AGAINST THE BUILDING AND IS HELD BY DOVENMUEHL IN THE AMOUNT OF [REDACTED] THE SECOND IS A LIEN ASSOCIATED WITH THE BUILDING AND IS MADE TO [REDACTED] BY THE DEVON BANK IN THE AMOUNT OF [REDACTED] DEVENMUEHL IS LOCATED AT 55 EAST MONROE, CHICAGO, ILLINOIS, PHONE (312) 726-3000. DEVON

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OO HQ AX CG DE IP KC LA MI SI SL

DE WF #0025 0301737

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FM FBI WASHINGTON FIELD (77-107060)

TO DIRECTOR FBI ROUTINE

FBI ALEXANDRIA IMMEDIATE

FBI CHICAGO IMMEDIATE

FBI DETROIT IMMEDIATE

FBI INDIANAPOLIS IMMEDIATE

FBI KANSAS CITY IMMEDIATE

FBI LOS ANGELES IMMEDIATE (LA VIA FBIHQ)

FBI MILWAUKEE IMMEDIATE

FBI SPRINGFIELD IMMEDIATE

FBI ST. LOUIS IMMEDIATE

//////////////////ALL OFFICEX VIA FBIHQ//////////////////

BT

UNCLAS SECTION 2 OF 3

ARNER J. MIKVA, DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES
COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED: MARCH 26,
1979, WITHOUT FAIL (B).

BANK IS AT 6445 NORTH WESTERN AVENUE, CHICAGO, ILLINOIS,
PHONE (312) 465-2500. THE I. D. NUMBER FOR THE PARTNERSHIP
IS

APPLICANT'S TRAVEL ABROAD SINCE 1930 IS AS FOLLOWS:

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PAGE TWO DE WF 0005 UNCLAS

COUNTRY; MONTREAL AND TORONTO, CANADA;
SPENT TWO WEEKS BETWEEN AUGUST AND SEPTEMBER, 1952, PURPOSE,
VACATION.

COUNTRY; ARUBA, TWO TRIPS-EACH FOR ABOUT 5 DAYS, SOMETIME
BETWEEN 1953 AND 1965, PURPOSE BUSINESS.

COUNTRY; HAITI, ONE TRIP-ABOUT 5 DAYS, SOMETIME BETWEEN
1958 AND 1965, PURPOSE, VACATION.

COUNTRY; SICILY, NAPLES AND ROME, ITALY, MID-1960'S FOR
TWO WEEKS, PURPOSE, VACATION.

COUNTRY; PARIS, LYONS, FRANCE AND LONDON, EARLY 1960'S FOR
10 DAYS, PURPOSE, BUSINESS.

COUNTRY; JAMAICA, JULY, 1964 FOR ONE WEEK,
PURPOSE, BUSINESS.

COUNTRY; JAMAICA, SOMETIME IN 1965 FOR ONE WEEK, PURPOSE,
BUSINESS.

COUNTRY; STRATFORD, CANADA, AUGUST 1967 FOR ONE WEEK,
PURPOSE, VACATION.

PAGE THREE DE WF 0025 UNCLAS

COUNTRY; MONTREAL, CANADA, 1969 OR 1970 FOR ONE WEEKEND,
PURPOSE, BUSINESS.

COUNTRY; MEXICO CITY AND PUERTO VALLARTA, MEXICO, JANUARY
1969 FOR 10 DAYS, PURPOSE, VACATION.

COUNTRY; TEL AVIV AND JERUSALEM, ISRAEL, ATHENS AND CORFU,
GREECE, SOMETIME IN 1970 FOR 10 DAYS, PURPOSE, CONGRESSIONAL
BUSINESS.

COUNTRY; PARIS, IN 1971 FOR 5 DAYS, PURPOSE, CONGRESSIONAL
BUSINESS.

COUNTRY; LONDON AND OXFORD, ENGLAND, SPRING 1972 FOR 5
DAYS, PURPOSE, CONGRESSIONAL BUSINESS.

COUNTRY; ST. MARTIN'S ISLAND, KARIBBEAN, DECEMBER, 1972
FOR ONE WEEK, PURPOSE, VACATION.

COUNTRY; BUCHAREST AND PLOESTI, ROMANIA, AND VIENNA,
AUSTRIA, JANUARY, 1976, 5 DAYS IN ROMANIA AND 1 DAY IN AUSTRIA,
PURPOSE, CONGRESSIONAL BUSINESS.

COUNTRY; HAIFA, JERUSALEM AND TEL AVIV, ISRAEL, AUGUST,
1976 FOR 10 DAYS, PURPOSE, CONGRESSIONAL BUSINESS.

PAGE FOUR DE WF 0005 UNCLAS

COUNTRY; LONDON, AND OXFORD, ENGLAND, SPRING 1977 FOR 3 DAYS, PURPOSE CONGRESSIONAL BUSINESS.

COUNTRY; JERUSALEM, ISRAEL; DAMASCUS, SYRIA; CAIRO, EGYPT; AMMAN, JORDAN, AUGUST 1977 FOR 10 DAYS, PURPOSE, CONGRESSIONAL BUSINESS.

COUNTRY; MEXICO CITY, DECEMBER 1977 FOR ONE WEEK, PURPOSE VACATION.

COUNTRY; OTTAWA AND TORONTO, CANADA, FEBRUARY 23, 1978, TO FEBRUARY 26, 1978, PURPOSE, CONGRESSIONAL BUSINESS.

COUNTRY; ASCOT (ABOUT 30 MILES FROM LONDON, ENGLAND, APRIL 14 TO 16, 1978, PURPOSE, CONGRESSIONAL BUSINESS.

COUNTRY; MILAN, ITALY; AMSTERDAM, HOLLAND; BRUSSELS, BELGIUM, NOVEMBER 15 TO NOVEMBER 22, 1978, PURPOSE, CONGRESSIONAL BUSINESS.

THE APPLICANT PROVIDED THE FOLLOWING LIST OF BAR ASSOCIATIONS AND PROFESSIONAL ORGANIZATIONS OF WHICH HE HAS BEEN OR IS PRESENTLY A MEMBER:

PAGE FIVE DE WF 0005 UNCLAS

AMERICAN BAR ASSOCIATION, ADDRESS,
1155 E. 60TH, CHICAGO, ILLINOIS, TYPE, LEGAL, FROM 1954 TO
PRESENT, OFFICE HELD, COUNCIL OF SECTION OF INDIVIDUAL, RIGHTS
AND RESPONSIBILITIES, JANUARY, 1973 - JUNE, 1977; COUNCIL OF
THE SECTION OF LITIGATION, AUGUST, 1975 - NOVEMBER, 1976.

CHICAGO BAR ASSOCIATION, 29 S. LA SALLE, CHICAGO, ILLINOIS,
TYPE, LEGAL, FROM 1952 TO PRESENT, OFFICE HELD BOARD OF MANAGERS,
62-64.

DECALOGUE SOCIETY OF LAWYERS, 180 W. WASHINGTON, CHICAGO,
ILLINOIS, TYPE LEGAL, FROM 1952 TO PRESENT.

AMERICAN LAW INSTITUTE, 4025 CHESTNUT STREET, PHILADELPHIA,
PENNSYLVANIA, TYPE, LEGAL, FROM 1970 TO 1976.

ILLINOIS STATE BAR ASSOCIATION, ILLINOIS BAR CENTER,
SPRINGFIELD, ILLINOIS, TYPE LEGAL, FROM 1952 TO 1975.

ILLINOIS DIVISION OF AMERICAN CANCER SOCIETY, 37 S. WABASH,
CHICAGO, ILLINOIS, FROM 1973 TO 1973, OFFICE HELD, BOARD, 1973.

SCHWAB REHABILITATION HOSPITAL, 1409 S. CALIFORNIA, CHICAGO,
ILLINOIS, FROM 1973 TO PRESENT, OFFICE HELD, BOARD, 1973.

HYDE PARK COOPERATIVE SOCIETY, 1526 E. 55TH STREET, CHICAGO,

PAGE SIX DE WF 0005 UNCLAS

ILLINOIS, FROM 1957 TO 1974, OFFICE HELD BOARD, 1960-1961.

ILLINOIS DIVISION, ACLU, 5 S. WABASH, CHICAGO, ILLINOIS,
FROM 1952 TO PRESENT, OFFICE HELD BOARD, 1955-1957.

UNIVERSITY OF CHICAGO LAW SCHOOL ALUMNI ASSOCIATION,
1111 60TH STREET, CHICAGO, ILLINOIS, TYPE UNIVERSITY, FROM
1952 TO PRESENT, OFFICE HELD BOARD, 1965.

UNIVERSITY OF CHICAGO LAW SCHOOL VISITING COMMITTEE,
1111 60TH STREET, CHICAGO, ILLINOIS, TYPE UNIVERSITY, FROM
1978 TO 1978.

CHICAGO COUNCIL OF LAWYERS, 220 S. STATE, CHICAGO, ILLINOIS,
TYPE LEGAL, FROM 1967 TO PRESENT.

QUADRANGLE CLUB, 1155 E. 57TH STREET, CHICAGO, ILLINOIS,
TYPE UNIVERSITY, FROM 1956 TO 1972.

ARMY/NAVY COUNTRY CLUB, ARLINGTON, VIRGINIA, FROM 1969 TO
1972.

PHI SIGMA DELTA FRATERNITY, 608 LANGDON STREET, MADISON,
WISCONSIN, FROM 1946 TO 1943, OFFICE HELD, STEWARD.

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OO HQ AX CG DE IP KC LA MI SI SL

DE WF #2316 0301750

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FM FBI WASHINGTON FIELD (77-107060)

TO DIRECTOR FBI ROUTINE

FBI ALEXANDRIA IMMEDIATE

FBI CHICAGO IMMEDIATE

FBI DETROIT IMMEDIATE

FBI INDIANAPOLIS IMMEDIATE

FBI KANSAS CITY IMMEDIATE

FBI LOS ANGELES IMMEDIATE (LA VIA FBIHQ)

FBI MILWAUKEE IMMEDIATE

FBI SPRINGFIELD IMMEDIATE

FBI ST. LOUIS IMMEDIATE

////////////////////ALL OFFICES VIA FBIHQ////////////////////

BT

UNCLAS SECTION 3 OR 3

ABNER J. MIXVA, DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES
COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED: MARCH 26,
1979, WITHOUT FAIL (B).

APPLICANT, UPON INTERVIEW, FURNISHED THE FOLLOWING CLOSE
PROFESSIONAL AND SOCIAL ACQUAINTANCES:

PROFESSOR EDWARD H. LEVI, UNIVERSITY OF CHICAGO LAW SCHOOL,

PAGE TWO DE WF 2316 UNCLAS

1111 EAST 62TH STREET, CHICAGO, ILLINOIS, OFFICE PHONE, (312)
753-2456, HOME PHONE (312) 238-2555; LEONARD ZUBRENSKY, HOME
ADDRESS, 3404 NORTH SUMMIT, MILWAUKEE, WISCONSIN, PHONE
(414) 332-1492, BUSINESS ADDRESS 606 WEST WISCONSIN AVENUE,
MILWAUKEE, WISCONSIN, OFFICE PHONE (414) 276-4557; [REDACTED]

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[REDACTED]
[REDACTED] STATE REPRESENTATIVE

ALAN GREIMAN, OFFICE, 33 NORTH LASALLE STREET, CHICAGO, ILLINOIS,
PHONE (312) CE6-6522; HOME [REDACTED] ILLINOIS, PHONE

[REDACTED] HOME, [REDACTED] ILLINOIS, PHONE

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[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED] HONORABLE JOHN W. REYNOLDS, OFFICE, CHIEF JUDGE,
U. S. DISTRICT COURT FOR THE EASTERN DISTRICT OF WISCONSIN,
471 FEDERAL OFFICE BUILDING, 517 EAST WISCONSIN AVENUE,
MILWAUKEE, WISCONSIN, PHONE (414) 291-3133; HONORABLE HUBERT L.

PAGE THREE DE WF 2215 UNCLAS

WILL, JUDGE, U. S. DISTRICT COURT, NORTHERN DISTRICT OF
ILLINOIS, EASTERN DIVISION AT CHICAGO, 219 SOUTH DEARBORN,
CHICAGO, ILLINOIS, PHONE (312) 435-5612; VICTOR H. GOTBAUM,
OFFICE, AMERICAN FEDERATION OF STATE, COUNTY AND MUNICIPAL
EMPLOYEES, 140 PARK PLACE, NEW YORK, NEW YORK, PHONE
(212) 766-1016 OR 1020; [REDACTED]

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[REDACTED] RABBI DAVID
POLISH, OFFICE, BETH EMET THE FREE SYNAGOGUE, 1224 DEMPSTER,
EVANSTON, ILLINOIS, PHONE (312) 869-4230, HOME, 1200 LEE STREET,
EVANSTON, ILLINOIS, PHONE (312) 328-2700; REV. JOHN J. EGAN,
ASSISTANT TO THE PRESIDENT, NOTRE DAME UNIVERSITY, NOTRE DAME,
INDIANA, PHONE (219) 283-4361; STATE REPRESENTATIVE HAROLD
KATZ, OFFICE, 7 SOUTH DEARBORN, CHICAGO, ILLINOIS, PHONE (312)
263-6330, HOME, 1180 TERRACE COURT, GLENCOE, ILLINOIS, PHONE
(312) 335-2958; ANTHONY SCARLANO, OFFICE 20200 ASHLAND AVENUE,
CHICAGO HEIGHTS, ILLINOIS, PHONE (312) 264-2244 OR 755-1900, HOME
38 WEST ROCKET CIRCLE, PARK FOREST, ILLINOIS, PHONE (312) 748-7430;

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PAGE FOUR DE WF 0016 UNCLAS

OPPOSING COUNSEL: [REDACTED]

[REDACTED] (AUGUSTANA
LUTHERAN CHURCH CONDEMNATION); ROBERT H. GERSTEIN, ONE IBM
PLAZA, CHICAGO, ILLINOIS, PHONE (312) 822-9060 (AMALGAMATED
HOUSING, DEPARTMENT OF URBAN RENEWAL); [REDACTED]

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[REDACTED]
(LEADER VS CULLERTON); HOWARD BARRON, ONE IBM PLAZA, CHICAGO,
ILLINOIS, PHONE (312) 222-9350 (AARON WEINER VS 222 EAST
CHESTNUT STREET CORPORATION).

CO-COUNSEL: [REDACTED]

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[REDACTED] (LEADER VS CULLERTON); JAMES VELDE,
ONE FIRST NATIONAL PLAZA, CHICAGO, ILLINOIS, PHONE (312) 726-2452
(ILLINOIS BELL TELEPHONE VS ILLINOIS COMMERCE COMMISSION).

LEADS: ALL OFFICES IDENTIFY ALL CLOSE RELATIVES, DISCREETLY
ASCERTAIN REPUTATION, VERIFY CURRENT RESIDENCES OF LIVING CLOSE
RELATIVES, AND CONDUCT ARREST CHECKS. VERIFY BIRTH FROM
BUREAU OF VITAL STATISTICS. INTERVIEW PERSONAL PHYSICIAN.

PAGE FIVE DE WF

FOLLOW DAPLI INSTRUCTIONS. WHERE APPROPRIATE, VERIFY ADMISSIONS TO STATE AND LOCAL BARS, AND CHECK GRIEVANCE COMMITTEE RECORDS. BUREAU DEADLINE AS SET FORTH ABOVE MEANS THE REPORT MUST BE RECEIVED AT THE BUREAU ON THAT DATE OR PRIOR THERETO.

LEADS FOR WASHINGTON FIELD NOT BEING SET FORTH IN THIS TELETYPE.

BT

#0016

NNNN

FOR ANY QUESTIONS OR CORRECTIONS CONTACT WASHINGTON FIELD

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MILWAUKEE	OFFICE OF ORIGIN BUREAU	DATE 3/21/79	INVESTIGATIVE PERIOD 3/20/79 - 3/21/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA [redacted]	TYPED BY klb
		CHARACTER OF CASE DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCE

Re Bureau teletype to Milwaukee dated 3/15/79.

- RUC -

ADMINISTRATIVE

All individuals contacted were apprised of the provisions of the Privacy Act, and those requesting confidentiality have been so noted.

Photo WH - STAFF
CC TO WH - STAFF
RR 8/12/94
Aug 17 1994
ANS BY [signature]

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
								PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED
COPIES MADE:

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

3 - Bureau
1 - Milwaukee (77-5208)

77-137689-

NOT RECORDED

7 MAR 26 1979

Dissemination Record of Attached Report					Notations
Agency					<i>Spec. Inq.</i>
Request Recd.	1 - Office of Associate Attorney General				
Date Fwd.	4-11-79				
How Fwd.					
By					

57 OCT 18 1979

COVER PAGE A*

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA [REDACTED]
Date: March 21, 1979

Office: Milwaukee

b6
b7c

Field Office File #: MI 77-5208

Bureau File #:

Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT, JUDGE,
UNITED STATES COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT~~XXXXXX~~

Synopsis: Applicant's date of birth verified in Milwaukee. Applicant attended University of Wisconsin-Milwaukee from 1943 to 1944. Arrest checks revealed no information identifiable with applicant.

- RUC -

DETAILS:

MI 77-5208

HDL/kls

-1-

BIRTH

The following investigation was conducted by
Special Clerk [REDACTED] on March 21, 1979:

b6
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Records of the Milwaukee County Courthouse,
Register of Deeds Office, Milwaukee, Wisconsin, revealed
that Volume 909, page 34, Register of Deeds, reflected
that applicant was born January 21, 1926, in Milwaukee,
to HENRY MIKVA and IDA FISHMAN MIKVA.

MI 77-5208

HDL/klb

-1-

EDUCATION

The following investigation was conducted on March 20, 1979, by SA [redacted] at Milwaukee, Wisconsin:

[redacted] Assistant Director of Records, Department of Registration, University of Wisconsin-Milwaukee, advised that their records revealed that applicant attended the University of Wisconsin-Milwaukee in 1943 and 1944.

[redacted] stated that she could locate no record of applicant attending the University in 1946 or 1947. She stated that the records for 1943 and 1944 were on microfilm and if additional investigation was needed concerning the years 1946 and 1947, she could check in the archives located in the basement of the library. She stated that a complete search of their microfilms revealed no information indicating that applicant had attended the University in 1946 or 1947.

[redacted] advised that without an educational release, she could not provide any details of applicant's attendance other than to state that he had attended during that time period.

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b7c

MI 77-5208

HDL/kls

-1-

ARREST

The following investigation was conducted by
Special Clerk [redacted] on March 21, 1979:

The records of the Milwaukee Police Department,
Bureau of Identification, were checked by Police Aide
[redacted] and Special Clerk [redacted] checked
the records of the Milwaukee County Sheriff's Office,
Bureau of Identification, and the respective records of
each agency contain no information identifiable with
applicant.

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b7c

MI 77-5208

HDL/kls

-1-

CREDIT

The following investigation was conducted by
Special Clerk [REDACTED]

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Special Clerk [REDACTED] advised that a credit
check could not be conducted as it is necessary to have
a Milwaukee address which was not available.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE Baltimore	OFFICE OF ORIGIN Bureau	DATE 3/21/79	INVESTIGATIVE PERIOD 3/16/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY CLERK 	TYPED BY peh
		CHARACTER OF CASE DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCE:

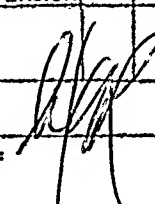
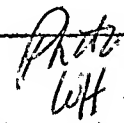
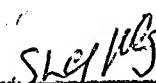
Bureau teletype to Chicago, 3/15/79.

-RUC-

ADMINISTRATIVE DATA: BUDED: 3/26/79

No persons contacted requested confidentiality
under the provisions of the privacy act.

BA FILE TO BE DESTROYED IN 120 DAYS

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED 						SPECIAL AGENT IN CHARGE		DO NOT WRITE IN SPACES BELOW
COPIES MADE:								77-1376-8
3 - Bureau 1 - Baltimore (77-EM)								NOT RECORDED 9 MAR 22 1979 23
Dissemination Record of Attached Report						Notations		Spec. Inf.  8/12/94 
Agency								
Request Recd.								
Date Fwd.								
How Fwd.								
By								

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: CLERK [REDACTED]
Date: March 21, 1979

Office: BALTIMORE

b6
b7c

Field Office File #: 77-FM

Bureau File #:

Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS,
DISTRICT OF COLUMBIASynopsis: DCII was checked on 3/16/79, without locating any record
of applicant.

-RUC-

DETAILS:

The Defense Central Index of Investigations (DCII) is a computerized index of applicant, security and criminal investigative files compiled by the Department of Defense (DOD). On March 16, 1979, a search of the DCII was conducted in regard to applicant by the DCII computer operator at Fort George G. Meade, Maryland. Review of the resulting DCII printout disclosed no record of applicant.

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KCC001 96311517Z

PP HQ CG

DE KC

P 221510Z MAR 79

FM KANSAS CITY (77-0) RUC

TO DIRECTOR (PRIORITY)

CHICAGO (PRIORITY)

UNCLAS

ABNER J. MIKVA DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED 3/26/79 WITHOUT FAIL (B)

RE WFO TELETYPE TO BUREAU, ETAL DATED 3/21/79.

FOR THE INFORMATION OF THE BUREAU AND CHICAGO, THE EMPLOYMENT SET FORTH FROM APRIL, 1954, TO JULY, 1954, THROUGH THE UNIVERSITY OF CHICAGO RESEARCH FOR JURY PROJECT IN WICHITA, KANSAS AS A LEGAL RESEARCHER, IT APPEARS THAT THIS EMPLOYMENT CAN ONLY BE VERIFIED THROUGH THE UNIVERSITY OF CHICAGO.

THEREFORE UACB KANSAS CITY IS CONDUCTING NO INQUIRIES IN WICHITA, KANSAS, IN THIS MATTER.

BT

22 MAR 79 15 22z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD/Adm.	
Dep. AD/Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Emp. Sec. Sec.
Inq. Section
3823 JFH TL# 231

NOT RECORDED

22 SEP 27 1979

64 OCT 24 1979

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RR HQ NY

DE SL

R 222020Z MAR 79

FM ST. LOUIS (77-44103) P

TO DIRECTOR ROUTINE

NEW YORK ROUTINE

BT

UNCLAS

ABNER J. MIKVA, DAPLI, JUDGE, UNITED STATES COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT, BUDED: MARCH 26, 1979, WITHOUT FAIL (B).

RE WASHINGTON FIELD TELETYPE TO BUREAU, MARCH 21, 1979.

APPLICANT BORN JANUARY 21, 1926, MILWAUKEE, WISC., SSAN
394-16-5242. EMPLOYMENT: APPLICANT EMPLOYED 1948, METROPOLITAN
LIFE INSURANCE CO. (MLIC), 2351 MARKET ST., ST. LOUIS, MO., AGENT,
SUPERVISOR - MR. [REDACTED]

INVESTIGATION AT MLIC DISCLOSED EMPLOYMENT RECORDS FOR THAT
DATE ARE MAINTAINED AT #1 MADISON AVE., NEW YORK, N.Y. 10010.

FOLLOW DAPLI INSTRUCTIONS.

BUREAU DEADLINE AS SET FORTH ABOVE MEANS REPORT MUST BE RECEIVED
AT BUREAU ON THAT DATE OR PRIOR THERETO. 77-137689-10

BT

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

Rep. Sec. Spec
Ing Section
8823 JCH FL# 231

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NOT RECORDED

22 SEP 27 1979

57 OCT 18 1979

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RR HQ MM

DE CG

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FM CHICAGO (77-22636) (SQUAD 7)

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

TO DIRECTOR ROUTINE

MIAMI PRIORITY

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
Ident.	
Intell.	
Laboratory	
Legal Coun.	
Plan. & Insp.	
Rec. Mgmt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

BT
5 UNCLAS

Enc 300 Spec
Inc 300 on
5000 77-214 231

ARNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS, DISTRICT
OF COLUMBIA, BUDED - MARCH 26, 1979, WITHOUT FAIL (B).

RE BUTEL TO CHICAGO ET AL, MARCH 15, 1979.

APPLICANT BORN JANUARY 21, 1926, IN W \$CONSIN, RESIDES IN
EVANSTON, ILLINOIS AND IS REPRESENTATIVE FROM 10TH CONGRESSIONAL
DISTRICT OF ILLINOIS.

FOUR FEDERAL JUDGES NOW IN FLORIDA WHO SHOULD BE INTERVIEWED
REGARDING APPLICANT ARE:

SENIOR JUDGE WILLIAM J. CAMPBELL, USDC, NDI, CHICAGO,
ILLINOIS, IS SITTING AT USDC, WEST PALM BEACH.

SENIOR CIRCUIT JUDGE LATHAM CASTLE, USCA, 7TH CIRCUIT, IS
AT BRASILIAN COURT HOTEL, PALM BEACH, (305) 655-7740.

NOT RECORDED

22 SEP 27 1979

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57 OCT 18 1979

PAGE TWO. CG 77-22636 UNCLAS

CIRCUIT JUDGE HARLINGTON WOOD, JR., USCA, 7TH CIRCUIT, IS
AT SONESTA BEACH HOTEL, 352 OCEAN DRIVE, KEY BISCAYNE, (305)
361-2021.

CIRCUIT JUDGE PHILIP W. TONE, USCA, 7TH CIRCUIT, IS AT
VANDERBILT BEACH, NAPLES, (813) 597-3123.

FOLLOW DAPLI INSTRUCTIONS.

BT

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PP HQ CG

DE MM

P 222059Z MAR 79

FM MIAMI (77-NEW) P

TO DIRECTOR PRIORITY

CHICAGO (77-22636) PRIORITY

BT

UNCLAS

ABNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS, DISTRICT
OF COLUMBIA, BUDED MARCH 26, 1979, WITHOUT FAIL (R).

RE CHICAGO TELETYPE TO THE BUREAU AND MIAMI DATED
MARCH 21, 1979.

ON MARCH 22, 1979, A CHECK AT THE SONESTA BEACH HOTEL,
350 OCEAN DRIVE, KEY BISCAYNE, FLORIDA, DETERMINED THAT CIRCUIT
JUDGE HARLINGTON WOOD, JR., USCA, 7TH CIRCUIT, CHECKED OUT OF
THE HOTEL IN THE A.M. OF MARCH 22, 1979, PRESUMABLY TO RETURN
TO HIS HOME.

CHICAGO ARRANGE TO INTERVIEW JUDGE WOOD.

BT

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57 OCT 18 1979

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RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
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Plan. & Insp.	_____
Rec. Mgnt.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

Emp Sec & Spec
Inq Section
3823 JEH TL# 231

NOT RECORDED

22 SEP 27 1979

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P 212259Z MAR 79

FM ST. LOUIS (77-44133) (P)

TO DIRECTOR ROUTINE

WASHINGTON FIELD (77-107060) PRIORITY

BT

UNCLAS

ARNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS, DISTRICT OF
COLUMBIA CIRCUIT; BUDED: MARCH 26, 1979, WITHOUT FAIL (S).

RE WASHINGTON FIELD TELETYPE TO BUREAU MARCH 21, 1979.

WASHINGTON FIELD REQUESTED TO FURNISH FACSIMILE OF EDUCATIONAL

RELEASE TO ST. LOUIS.

BT

22 MAR 79 00 205Z
RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgnt.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

Emp Sec & Spec
Ind Section
223 JEN TL 251

77-137689-13

NOT RECORDED

22 SEP 27 1979

cc'd
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57 OCT 18 1979

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ST. LOUIS	OFFICE OF ORIGIN BUREAU	DATE 3/23/79	INVESTIGATIVE PERIOD 3/20-22/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY lsb
		CHARACTER OF CASE DAPLI JUDGE U.S. COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCES:

Bureau teletype to Chicago 3/15/79,
WFO teletype to Bureau 3/21/79.

- RUC -

PI
4-11-79
dal

Photo
to St. Louis
8/12/94
AUG 17 1994
ANS BY [Signature]

@

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>ROK/W</i> SPECIAL AGENT IN CHARGE						DO NOT WRITE IN SPACES BELOW	
COPIES MADE: 3 - Bureau 1 - St. Louis (77-44103)						77-137689-14	
						NOT RECORDED	
						MAR 26 1979	
Dissemination Record of Attached Report						Notations	
Agency						<i>Spec. Inq.</i>	
Request Recd.							
Date Fwd.	1 cc - Office of Associate Attorney General 4-11-79						
How Fwd.							
By							

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:
Date:SA [REDACTED]
March 23, 1979

Office:

ST. LOUIS

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b7C

Field Office File #:

SL 77-44103

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE
UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Military Records, NPRC-M, St. Louis, Missouri, of applicant destroyed in fire during 1973. Records in applicant's VA claim folder at VA, Records Processing Center, St. Louis, show applicant to have served in U.S. Army Air Corps in an enlisted and officer status. Received honorable discharge and honorable release from active duty. No records located at NPRC-C regarding applicant. Education verified. Arrest and credit checks conducted, results negative.

- RUC -

Details:-

AT ST. LOUIS, MISSOURIMILITARY

On March 21, 1979, personnel of the National Personnel Records Center, Military Branch, 9700 Page Boulevard, advised Special Clerk [REDACTED], the United States Army Air Corps service record for ABNER J. MIKVA, Serial Number 02 090 603, was destroyed in a fire at this center during July, 1973. Miscellaneous documents were located at this facility which indicated ABNER J. MIKVA, Serial Number 02 090 603, served on active duty with the United States Army Air Corps as an officer from June 30, 1945, until honorably discharged on November 10, 1945, as a second lieutenant, due to demobilization. There was no indication he performed any foreign duty, and no awards or decorations were noted. No performance ratings or information regarding his conduct/efficiency was set forth. His primary

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SL 77-44103

military occupational speciality was shown as Navigator, and he satisfactorily completed the four month Navigator Course during 1945 (details not shown). There was no indication he was granted a security clearance during this period of military service. He apparently had prior enlisted Army Air Corps service, dates and serial number not shown, being honorably discharged from same to accept his appointment as a commissioned officer on the June 30, 1945 date (no further).

His date of birth was shown as January 21, 1926, and his place of birth was not recorded.

A review on March 21, 1979, by Special Clerk [redacted] of the Veterans Administration (VA) Claim Folder on file at the VA Records Processing Center, St. Louis, Missouri, for ABNER J. MIKVA, VA Claim Number 6 650 819, disclosed he enlisted in the United States Army Air Corps Reserve under service number 16 107 892 on May 5, 1943, and entered on active duty on January 25, 1944, at Milwaukee, Wisconsin. He was honorably discharged on June 29, 1945, as an aviation cadet at Hondo, Texas, to accept a commission.

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He accepted commission as second lieutenant under service number 02 090 603 on June 30, 1945, and entered on active duty on the same date at Hondo, Texas. He was honorably released from active duty on November 10, 1945, as a second lieutenant at Gowen Field, Boise, Idaho, by reason of demobilization. No reserve service was indicated in his VA claim folder.

No foreign service, court-martial, absence without official leave, or character and efficiency ratings were indicated in his VA claim folder. He was awarded the Good Conduct Medal.

His date and place of birth were shown as January 21, 1926, at Milwaukee, Wisconsin.

His claim with the VA was for education in 1946 and in 1947 for treatment of rheumatoid arthritis of right knee which was not service connected.

EMPLOYMENT

On March 21, 1979, investigation by Special Clerk [redacted] determined that Supreme Court records are not maintained at the Civilian Records Center at St. Louis, therefore, no record identifiable with applicant was located.

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SL 77-44103

EDUCATION

On March 21, 1979, [redacted] Transcript Clerk, Washington University, provided the following information from the applicant's academic transcript:

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Applicant transferred from the University of Wisconsin and enrolled in a pre-law program at Washington University in September, 1947, and attended through January, 1948. A cumulative grade point average was not shown; however, of the six courses applicant enrolled in he received five "A" letter grades and one "B" letter grade. No further information was on file, and no former instructors were available for interview due to time lapse since date of attendance.

CREDIT AND ARREST

A review of the records of the St. Louis City Metropolitan Police Department on March 20, 1979, and the St. Louis County Police Department, Clayton, Missouri, on March 21, 1979, by Special Clerk [redacted] found no record identifiable with applicant.

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On March 22, 1979, a review of the records of the Credit Information Corporation of St. Louis by Special Clerk [redacted] found no record identifiable with applicant.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE SPRINGFIELD	OFFICE OF ORIGIN BUREAU	DATE 3/23/79	INVESTIGATIVE PERIOD 3/20/79 - 3/22/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SC JOSEPH D. HAMMITT	TYPED BY sjs
		CHARACTER OF CASE DAPLI, JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT	

REFERENCES:

Bureau teletype 3/15/79.

- RUC -

ADMINISTRATIVE DATA:

Where appropriate, Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			

APPROVED	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: 3 - Bureau 1 - Springfield (77-6290)		77-1511-15 NOTED 7 PHOTO UNIT STAFF 8/12/94 29 Wg

Dissemination Record of Attached Report					Notations
Agency	Request Recd.	Date Fwd.	How Fwd.	By	
		4-11-79			

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SC JOSEPH D. HAMMITT Office: Springfield
Date: March 23, 1979
Field Office File #: SI 77-6290 Bureau File #:
Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES
COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Employment verified, and two of three fellow representatives recommended applicant for position. Law enforcement record checks negative regarding applicant. Credit check negative. Applicant passed Illinois State Bar examination in July, 1951, and was admitted to the Illinois State Bar on 11/19/51. Applicant registered with Attorneys Registration and Disciplinary Commission.

- RUC -

DETAILS:

SI 77-6290

KCS/ssj

1

EMPLOYMENT

On March 22, 1979, the following investigation was conducted at Springfield, Illinois, by SA [REDACTED]

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b7C

LOUIS F. CAPUZI, a member of the Illinois House of Representatives, District 19, advised he served with ABNER J. MIKVA in the Illinois General Assembly. He advised MIKVA would make a top-notch judge and that he was well equipped to handle that office. He described MIKVA as an individual of high integrity and unusually high character. He stated MIKVA was a dedicated public servant and possessed a good temperment. He knew of no derogatory information concerning MIKVA. He stated he would highly recommend MIKVA as a judge with the United States Court of Appeals.

WILLIAM D. WALSH, a member of the Illinois House of Representatives, District 6, advised he has known ABNER J. MIKVA approximately 18 years and stated he served with MIKVA approximately six years when MIKVA was a member of the Illinois House of Representatives. He described MIKVA as a very able man with no question of his qualifications for a Federal judgeship and described MIKVA as a very responsible individual. He advised MIKVA's character and loyalty was beyond reproach. He stated MIKVA possessed good temperment. He advised he knew of no derogatory information concerning MIKVA. WALSH stated he would highly recommend MIKVA for a Federal judgeship in the United States Court of Appeals.

LAWRENCE DI PRIMA, a member of the Illinois House of Representatives, District 18, advised he served several sessions with ABNER J. MIKVA when he was a member of the Illinois House of Representatives approximately 1963 through 1965. He advised he knew of no derogatory information regarding MIKVA. DI PRIMA described MIKVA as being "too God damned liberal" and advised that he did not desire to recommend him for a Federal judgeship with the United States Court of Appeals due to his past voting record and because MIKVA was against the death penalty.

SI 77-6290

JDH/sjs

1

The following investigation was conducted by
Special Clerk JOSEPH D. HAMMITT:

EMPLOYMENT

On March 22, 1979, GEORGE SCHOENING, Assistant Chief Clerk, House of Representatives, Springfield, Illinois, advised that applicant was in the House of Representatives from January, 1957, to December, 1966, participating in the General Assembly for the years 1970, 1971, 1972, 1973, and 1974.

SI 77-6290

JDH/sjs

1

The following investigation was conducted by
Special Clerk JOSEPH D. HAMMITT:

LAW ENFORCEMENT AGENCIES

On March 20, 1979, the following individuals
advised records were negative concerning the applicant:

[REDACTED] Record Clerk,
Springfield Police Department,
Springfield, Illinois;

[REDACTED] Record Clerk,
Sangamon County Sheriff's Office,
Springfield, Illinois

b6
b7C

SI 77-6290

JDH/sjs

1

The following investigation was conducted by
Special Clerk JOSEPH D. HAMMITT:

CREDIT AGENCY

On March 22, 1979, [REDACTED] Credit Bureau
of Springfield, Incorporated, Springfield, Illinois, advised
records of that agency are negative in checking the records
by name of the applicant.

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SI 77-6290

JDH/sjs

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The following investigation was conducted by
Special Clerk JOSEPH D. HAMMITT:

BAR CHECK

On March 20, 1979, [] Secretary, Office of the Clerk, Illinois Supreme Court, Springfield, Illinois, advised applicant was admitted to the Illinois State Bar on November 19, 1951, by examination. Applicant is registered and licensed in the State of Illinois and is currently a member in good standing.

On March 20, 1979, [] Secretary, Illinois State Board of Law Examiners, Springfield, Illinois, advised applicant attended University of Wisconsin from 1946 to 1947 and Washington University from 1947 to 1948, attended University of Chicago from 1948 to 1951 and graduated Cum Laude with a Doctor of Law degree. [] advised applicant passed the July, 1951 Illinois State Bar examination.

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On March 20, 1979, [] Administrative Assistant, Attorneys Registration and Disciplinary Commission, Springfield, Illinois, advised the records of his office indicate the applicant is registered under registration number 1907530.

It should be noted it is the expressed policy of the Attorneys Registration Commission that unless a signed release from the attorney/applicant is presented, the information they will release would be limited as follows:

Grievances which they regard as unfounded, unproven, not investigated or currently under investigation will not be released nor acknowledged to any investigating agency, including the Federal Bureau of Investigation. When a grievance reaches the point where disciplinary action is recommended by the Commission, at that time this information will be made available to the investigating agency as it is at that time regarded as a matter of public record.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MILWAUKEE	OFFICE OF ORIGIN BUREAU	DATE 3/23/79	INVESTIGATIVE PERIOD 3/22/79 - 3/23/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY mbc
		CHARACTER OF CASE DAPLI-JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCES

Bureau teletype to Alexandria dated 3/21/79.
Milwaukee report of SA dated 3/21/79.

- RUC -

ADMINISTRATIVE

All individuals contacted were apprised of the provisions of the Privacy Act and those requesting confidentiality have been so noted.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	FUG.	FINES	SAVINGS	RECOVERIES			
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

COPIES MADE:

3 - Bureau
1 - Milwaukee (77-5208)

77-137689-10	
NOT RECORDED	
7 MAR 27 1979	
CC TO WH STAFF	
RR 12/94	
AUG 17 1994	
ANS BY [Signature]	
Spec. Inv.	

Dissemination Record of Attached Report				
Agency				
Request Recd.	1 cc - Office of Associate Attorney General			
Date Fwd.	4-11-79			
How Fwd.				
By				

57 OCT 18 1979, 26

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA [REDACTED]
Date: March 23, 1979

Office: Milwaukee

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Field Office File #: MI 77-5208

Bureau File #:

Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT - JUDGE, UNITED STATES COURT OF
APPEALS, DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Employment at Madison and Milwaukee, Wis. not verified as records are no longer available. Neighborhood at Milwaukee verified. References highly recommend. Arrest and credit checks reflect no derogatory information regarding MIKVA.

- RUC -

DETAILS:

EMPLOYMENT

MI 77-5208

ALN/bap

-1-

The following investigation was conducted by Special Agent
[redacted] at Madison, Wisconsin:

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On March 23, 1979, [redacted] Supervisor, University of Wisconsin Personnel Department, related that limited term employee personnel records are destroyed one year after the termination of the employee and permanent employee records are destroyed 30 years after the termination of the employee. Inasmuch as applicant worked as a waiter at Tripp Hall in 1946, no records concerning this employment would be retained at the University of Wisconsin.

MI 77-5208

GNM/mbc

-1-

The following investigation was conducted by
Special Agent [redacted]

On March 22, 1979, a review of the Milwaukee City Directory for the years 1941 through 1949 indicated that the Nisley Shoe Company, 139 West Wisconsin Avenue, was managed by [redacted] (1943), [redacted] (1947), and [redacted] (1949).

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[redacted] and [redacted] Wisconsin, were contacted on March 22, 1979, and each indicated he was not the [redacted] who had managed Nisley Shoes in Milwaukee. No listing could be found for [redacted] in the Milwaukee Telephone Book or City Directory on March 22, 1979.

A review of the Milwaukee City Directory for 1950 shows no listing for Nisley Shoes, 139 West Wisconsin Avenue, Milwaukee. No listing for Nisley Shoes was located in the 1979 Telephone Book or City Directory.

Attempts to verify applicant's unemployment from November, 1945, through January, 1946, through neighborhood contacts at 2745 North 49th Street, Milwaukee, were negative on March 22, 1979. Former neighbor EUGENE LARKWORTHY and associates Honorable JOHN W. REYNOLDS and LEONARD ZUBRENSKY were not aware of applicant's unemployment from 1945-1946.

MI 77-5208

The following investigation was conducted by SA [REDACTED]
[REDACTED]

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NEIGHBORHOOD

A review of the Milwaukee, Wisconsin City Directory for the years 1936 through 1947 on March 22, 1979 indicated that HENRY A. MIKVA, his wife, IDA, and ABNER MIKVA resided at 2745 North 49th Street, Milwaukee, Wisconsin, from 1939 through 1947. In 1942 ABNER MIKVA was listed as a student. In 1944 ABNER MIKVA was listed as being in the United States Army.

The 1946 City Directory listed the following as neighbors of the MIKVAs:

EUGENE LARKWORTHY, 2741 North 49th Street;

[REDACTED]
[REDACTED]

On March 22, 1979 EUGENE LARKWORTHY, 2351 North 54th Street, Milwaukee, Wisconsin, was contacted and he advised he had resided at 2741 North 49th Street until 1948, but he could not recall ABNER MIKVA or his family.

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No present record could be found for [REDACTED] or [REDACTED] on March 22, 1979.

On March 23, 1979 LEONARD ZUBRENSKY, 606 West Wisconsin Avenue, Milwaukee, Wisconsin, advised he had known ABNER MIKVA since 1946 and was aware that he and his parents had resided in the 2700 block of North 49th Street, Milwaukee, prior to and after World War II.

MI 77-5208

The following investigation was conducted by SA [REDACTED]
[REDACTED]

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ASSOCIATES

On March 23, 1979 LEONARD ZUBRENSKY, 606 West Wisconsin Avenue, Milwaukee, Wisconsin, advised that he had known ABNER MIKVA since 1946, as they met at the University of Wisconsin at Madison and soon became roommates. ZUBRENSKY advised he knew MIKVA on a social as well as professional level and considered him a great man of the highest character.

ZUBRENSKY described MIKVA as having a super mind with a photographic memory. He was also editor of the law review of his law school. He stated MIKVA has a very good civil rights record and has served his country well as a congressman. Many influential men, including Vice President WALTER MONDALE, have campaigned for MIKVA.

He described MIKVA's associates as being of the highest caliber and his reputation, morals and loyalty to the United States is without reproach. ZUBRENSKY further stated that MIKVA is a remarkable person of great courage, is a highly regarded congressman, and he would recommend him without reservation for the Bench of the Court of Appeals, District of Columbia.

MI 77-5208

GNM/mbc

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The following investigation was conducted by
Special Agent

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On March 22, 1979, the Honorable JOHN W. REYNOLDS, Chief Judge, United States District Court for the Eastern District of Wisconsin, advised he had known the applicant since 1962 or 1963. REYNOLDS stated he first met the applicant through the Democratic Party. The applicant was a State Senator from Illinois and REYNOLDS was Governor of Wisconsin. They have been associated socially and on a working level for a long time.

REYNOLDS described the applicant as a great American who is capable of being a Supreme Court Judge and eminently qualified to be a Federal Appeals Court Judge. REYNOLDS further described the applicant as having outstanding judgment and an analytical mind. Applicant is a brilliant lawyer of the highest character. According to REYNOLDS, the applicant has an excellent civil rights record and has every necessary attribute of a Federal Judge. The applicant is reliable, honest, and enjoys an excellent reputation. As far as REYNOLDS knows, the applicant has no financial problems and does not associate with anyone of questionable character. The applicant's loyalty is without question and REYNOLDS would recommend the applicant for the Appeals Court bench without reservation.

REYNOLDS stated that applicant lived in Milwaukee, Wisconsin, in the 1940's; but he did not know the exact whereabouts or anything about the applicant's Milwaukee employment.

ORGANIZATION

The following investigation was conducted by Special Agent [redacted] at Madison, Wisconsin:

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A review of relevant directories revealed that the Phi Sigma Delta fraternity was located at 619 Lake Street, Madison, Wisconsin, prior to 1956 when it was relocated at 260 Langdon. These directories do not reflect this fraternity in existence after 1971.

On March 22, 1979, [redacted]

[redacted] advised that the above-mentioned fraternity does not have an active chapter at UWM at this time. He described the fraternity as a social fraternity not associated with a professional or religious group. He was not aware of any discriminatory policies of this fraternity but advised that if there were any on the national charters of any fraternities or sororities at UWM during that time, they were usually not adhered to by the Madison chapters. Efforts on the part of many fraternities and sororities to have exclusion clauses stricken from the national charters during the 1950s and 1960s failed and resulted in the nonadherence policies. [redacted] cautioned that this general information did not necessarily apply to Phi Sigma Delta.

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MI 77-5208

ALN/bap

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ARREST

The following investigation was conducted by Special Agent

[REDACTED]

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On March 23, 1979, [REDACTED] Bureau of Identification, Dane County Sheriff's Office, and [REDACTED] Bureau of Identification, Madison Police Department, Madison, Wisconsin, were contacted and reviewed their records regarding applicant. No record identifiable with him was found.

MI 77-5208

GNM/mbc

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CREDIT

On March 22, 1979, the records of the Credit Bureau of Milwaukee, Inc., Milwaukee, Wisconsin, were checked by Special Clerk [redacted] and no record could be located identifiable with the applicant.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE INDIANAPOLIS	OFFICE OF ORIGIN BUREAU	DATE 3/23/79	INVESTIGATIVE PERIOD 3/22/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY :-ckr
		CHARACTER OF CASE DEPARTMENTAL APPLICANT, JUDGE U.S. COURT OF APPEALS, DISTRICT OF COLUMBIA CIRUIT	

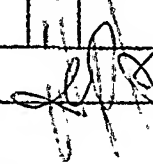
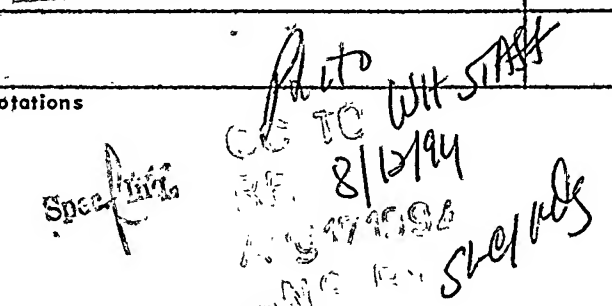
REFERENCES:

Washington Field Office teletype to Bureau, dated 3/21/79.

- RUC -

ADMINISTRATIVE:

The individual contacted in this matter was advised of the provisions of the Privacy Act and he did not request that his name be protected.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED 						SPECIAL AGENT IN CHARGE		
COPIES MADE: (3) - Bureau 1 - Indianapolis (77-7837)						DO NOT WRITE IN SPACES BELOW 77-137689-17 NOT REC 7 		
Dissemination Record of Attached Report						Notations		
Agency								
Request Recd.	A CC - OFF. CO. of Associate Attorney General 4-11-79							
Date Fwd.								
How Fwd.								
By								

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]
March 23, 1979

Office:

INDIANAPOLIS

b6
b7C

Field Office File #:

IP 77-7837

Bureau File #:

Title:

ABNER MIKVA

Character:

DEPARTMENTAL APPLICANT, JUDGE
UNITED STATES COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

On 3/23/79, Reverend JOHN J. EGAN, Notre Dame University, South Bend, Indiana, recommended MIKVA favorably.

- RUC -

DETAILS:

ACQUAINTANCE:

On March 22, 1979, Reverend JOHN J. EGAN, Assistant to the President, Notre Dame University, South Bend, Indiana, advised he has known ABNER J. MIKVA for fifteen years. Reverend EGAN said this relationship has consisted of working with MIKVA in Chicago, Illinois, on housing matters for lower income and minority personnel. Reverend EGAN stated MIKVA is a man of very high integrity and enjoys an excellent reputation in the Chicago, Illinois, community. Reverend EGAN advised MIKVA is a loyal American citizen and has always been faithful to the Government he is serving. Reverend EGAN said all MIKVA's associates are leaders in the Chicago area and are good citizens of the United States. Reverend EGAN said he would recommend MIKVA for the United States Federal Judgeship. Reverend EGAN said he felt MIKVA would be an excellent Judge since he is one of the most objective and fairminded individuals he has ever met.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE PHOENIX	OFFICE OF ORIGIN BUREAU	DATE 3/23/79	INVESTIGATIVE PERIOD 3/22/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY slc b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT JUDGE, UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT	

REFERENCE: Chicago teletype to the Bureau and Phoenix, 3/21/79.

- RUC -

ADMINISTRATIVE:

All individuals contacted have been apprised of the provisions of the Privacy Act of 1974 and those requesting confidentiality have been so noted.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
								PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
APPROVED <i>[Signature]</i>						SPECIAL AGENT IN CHARGE		
COPIES MADE:						DO NOT WRITE IN SPACES BELOW		
3 - Bureau						<div style="font-size: 2em; font-family: cursive;">77-137689-18</div>		
1 - Phoenix (77-5250)								
Dissemination Record of Attached Report						Notations		
Agency						<i>Photo</i> <i>9/12/94</i> <i>BY Slepals</i>		
Request Recd.	1 cc - Office of Associate Attorney General							
Date Fwd.	4/11/79							
How Fwd.								
By	124							

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: SA [REDACTED]
Date: MARCH 23, 1979

Office: PHOENIX

b6
b7C

Field Office File #: 77-5250

Bureau File #:

Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Applicant's previous law partners highly recommend him.

- RUC -

DETAILS:

EMPLOYMENT

On March 22, 1979, RICHARD LEVIN, former partner, D'Ancona, Pflaum, Wyatt and Riskind, Attorneys at Law, 30 North La Salle Street, Chicago, Illinois, was interviewed regarding the applicant, ABNER J. MIKVA, at [REDACTED] Arizona, at which time he furnished the following information:

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He first met the applicant when he interviewed him for employment in his law firm shortly following applicant's graduation from the University of Chicago, College of Law, in 1950 or 1951; he advised that he was desirous of obtaining the applicant's services at that time but the applicant accepted another position. He came to know the applicant well when he became a partner in his law firm in January of 1973; the applicant remained with the firm through December 1974 at which time he returned to the United States Congress as a member of the House of Representatives.

He described the applicant as an extremely capable person who possesses a very keen mind. He mentions that the applicant has continually displayed abilities which are far superior to the average successful attorney; in law school the applicant was the top man in his graduating class. In addition,

PX 77-5250

he was editor-in-chief of the Law Review, a member of Phi Beta Kappa, and a member of the Order of Coif. Applicant also received the supreme honor of a law school graduate by being employed as a clerk to a United States Supreme Court Justice. As a partner in their law firm, the applicant was in general practice. He worked with the applicant, for the most part however, with standard corporate practice, and he believes the applicant to be thoroughly capable in not only this field but in all phases of general practice.

He also mentioned that the applicant is a most unusual person in many respects. He is a very impartial, fair, and persuasive person who is known to be profoundly ethical in all his dealings. He certainly possesses no ethnic or religious bias and is definitely a very humane; sincere, and empathetic person.

He considers the applicant to be a loyal American whose character, reputation, and associates are beyond reproach, and he concluded by saying he most certainly recommends the applicant for a position of trust and confidence with the Federal Government.

On March 22, 1979, [redacted] D'Ancona, Pflaum, Wyatt, and Riskind, Attorneys at Law, [redacted] Illinois, was interviewed at his residence, [redacted] Arizona, regarding the applicant ABNER J. MIKVA and he furnished the following information regarding him:

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He first met the applicant professionally some time in the early 1960s in Chicago, Illinois, and came to know him well when he became a partner in his law firm for a period of two years in 1973 and 1974. He described the applicant as an intelligent, conscientious, and extremely capable person who is well respected in the community. He has never been known to possess any ethnic or religious bias and, on the contrary, is respected for his humane, gentlemanly, and impartial demeanor with all persons.

He further described the applicant as a loyal American of excellent character, reputation, and associates and concluded by saying the applicant is probably one of the most highly qualified and capable attorneys he has ever met and definitely recommends him for a position of trust and confidence with the Federal Government.

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FM MIAMI (77-9400) P

TO DIRECTOR ROUTINE

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24 MAR 79 00 10z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD Adm.	
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Legal Coun.	
Plan. & Insp.	
Rec. Mgnt.	
Tech. Servs.	
Training	
Public Affs. Off.	
Telephone Rm.	
Director's Sec'y	

ABNER J. MICKVA, DAPLI, JUDGE US COURT OF APPEALS, DISTRICT OF COLUMBIA, BUDED MARCH 26, 1979 (WITHOUT FAIL), (B).

RE CHICAGO TELETYPE TO THE BUREAU AND MIAMI, MARCH 21, 1979, AND MIAMI TELETYPE TO THE BUREAU AND CHICAGO, MARCH 22, 1979.

ON MARCH 22, 1979, CIRCUIT JUDGE PHILLIP W. TONE, USCA, 7TH CIRCUIT, LOCATED NAPLES, FLORIDA, AND HIGHLY RECOMMENDS APPLICANT.

ON MARCH 22, 1979, SENIOR CIRCUIT JUDGE LATHAM CASTLE, USCA, 7TH CIRCUIT LOCATED PALM BEACH, FLORIDA, AND ADVISED HE DOES NOT KNOW APPLICANT AND CAN MAKE NO RECOMMENDATION EITHER FOR OR AGAINST APPLICANT.

ON MARCH 22, 1979, INVESTIGATION WEST PALM BEACH, FLORIDA

End Spec Spec
100 Section
88-11871-231

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77-137689-19

NOT RECORDED

22 SEP 27 1979

cccd

57 OCT 18 1979

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PAGE TWO MI 77-9438 UNCLAS

INDICATES SENIOR JUDGE WILLIAM J. CAMPBELL, FORMALLY USDC,
NORTHERN DISTRICT ILLINOIS, NOW SITTING AT USDC, SDF, WEST PALM
BEACH, FLORIDA, WAS ON VACATION IN KEY WEST, FLORIDA.

ATTEMPTS MADE TO CONTACT HIM MARCH 22, 1979, WERE WITH NEGATIVE
RESULTS. ON MARCH 23, 1979, INVESTIGATION AT KEY WEST, FLORIDA,
INDICATES JUDGE CAMPBELL HAD CHECKED OUT OF KEY WEST MOTEL
EARLY MORNING HOURS, MARCH 23, 1979, AND IS EXPECTED TO RETURN
WEST PALM BEACH OFFICE MORNING OF MARCH 26, 1979, AT WHICH
TIME HE WILL BE INTERVIEWED.

MIAMI, AT WEST PALM BEACH, FLORIDA, WILL ON MARCH 26,
1979, INTERVIEW JUDGE CAMPBELL ABOVE AND SUREP ON DETAILS OF
INVESTIGATION CONDUCTED MIAMI DIVISION.

BT

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE MIAMI	OFFICE OF ORIGIN BUREAU	DATE 3/26/79	INVESTIGATIVE PERIOD 3/22/79 - 3/26/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY JAMES D. WEIS	TYPED BY bsl
		CHARACTER OF CASE DAPLI, JUDGE, U.S. COURT OF APPEALS, DISTRICT OF COLUMBIA, (B)	

REFERENCES

Chicago teletype to Miami and Bureau, 3/21/79.
Miami teletype to the Bureau and Chicago, 3/22/79.
Miami teletype to the Bureau, 3/23/79.

- RUC -

ADMINISTRATIVE

All individuals contacted in regard to this investigation in Miami Division were apprised of the provisions of the Privacy Act, and none requested confidentiality.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
APPROVED <i>WJ</i>		SPECIAL AGENT IN CHARGE		DO NOT WRITE IN SPACES BELOW				
COPIES MADE:				77-137689-20				
③ - Bureau 1 - Miami (77-9400)				NOT RECORDED 1 MAR 29 1979				
Dissemination Record of Attached Report						Notations		
Agency						CC TO <i>Photo</i> <i>RR 8/12/94</i> <i>Aug 17 1994</i> <i>Spec. Ans BY Jle/Kes</i>		
Request Recd.	100 - Office of Associate Attorney General							
Date Fwd.	4-11-79							
How Fwd.								
By								

57 OCT 18 1979

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COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of: JAMES D. WEIS Office: Miami, Florida
Date: March 26, 1979
Field Office File #: 77-9400 Bureau File #:
Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT, JUDGE, U.S. COURT
OF APPEALS, DISTRICT OF COLUMBIA

Synopsis:

On 3/22/79, Circuit Judge PHILIP W. TONE, USCA, 7th Circuit, located Naples, Fla., and highly recommends applicant. On 3/26/79, Sr. Judge WILLIAM J. CAMPBELL, formerly of USDC, NDI, now sitting USDC, SDF, West Palm Beach, Fla., was contacted at West Palm Beach, Fla., and highly recommends applicant for position. On 3/22/79, Sr. Circuit Judge LATHAM CASTLE, USCA, 7th Circuit, located Palm Beach, Florida, and advised he does not know applicant and can make no recommendation either for or against him.

- RUC -

DETAILS:

MM 77-9400

WPG:cmh

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The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 22, 1979 at
Naples, Florida:

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Judge PHILIP W. TONE, United States Court of Appeals, 7th Circuit, was contacted at La Playa Hotel, Vanderbilt Beach, where he was vacationing. TONE advised he had known ABNER J. MIKVA for a number of years and that MIKVA had appeared several times before him when he was a district judge. He has known MIKVA both as an attorney and as his congressional representative from the 10th Congressional District of Illinois. He had no doubts or reservations about MIKVA's character, loyalty to the United States or associates. He stated MIKVA was of excellent reputation and described him as an intelligent, high caliber person who would be fair and unprejudiced in his dealings as a judge. TONE advised he considered MIKVA a most capable person who he would recommend highly.

At Palm Beach, Florida:

On March 22, 1979, Senior Circuit Judge LATHAM CASTLE, U.S. Court of Appeals, Seventh Circuit, was located at the Brazilian Hotel, Brazilian Avenue, Palm Beach, Florida, and advised that he does not know applicant and can make no recommendations either for or against applicant.

At West Palm Beach, Florida:

On March 22, 1979, investigation at West Palm Beach, Florida, indicates Senior Judge WILLIAM J. CAMPBELL, formerly U.S. District Court, Northern District of Illinois, now sitting at U.S. District Court, Southern District of Florida, West Palm Beach, Florida, was vacationing at Key West, Florida.

Attempts to contact Judge CAMPBELL at his motel in Key West, Florida on March 22, 1979 and March 23, 1979, met with negative results.

Investigation at Key West, Florida and West Palm Beach, Florida, indicated Judge CAMPBELL had checked out of his Key West motel early morning hours of March 23, 1979, and was expected to return West Palm Beach Office morning of March 26, 1979.

On March 26, 1979, Judge WILLIAM J. CAMPBELL, above, was contacted at West Palm Beach, Florida, and advised the following:

He has known ABNER J. MIKVA, applicant, for several years and regards him as having a high moral character, being of great integrity, and a loyal citizen. He advised that applicant has an excellent character, and is highly regarded in the law profession. In his opinion, applicant would make an outstanding judge in the U.S. Court of Appeals. He further noted that applicant is "Just what the U.S. Court of Appeals needs at the present time." He highly recommended applicant for the position.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE DETROIT	OFFICE OF ORIGIN BUREAU	DATE 3/26/79	INVESTIGATIVE PERIOD 3/23/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY mdc
		CHARACTER OF CASE DAPLI, JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT	

REFERENCE: Washington Field Office airtel to the Director, dated 3/21/79.

- RUC -

ADMINISTRATIVE:

Where appropriate, Privacy Act (e)(3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED *OFC/KSB* SPECIAL AGENT IN CHARGE

COPIES MADE: *3* Bureau

1 - Detroit (77-10539)

Photo TO CH-STAT 8/12/94
RR AUG 17 1994
ANS BY

77-137689-2

NOT RECORDED
7 APR 29 1979

Photo TO CH-STAT 8/12/94
RR 8/12/94
Spec. Inq. AUG 17 1994
ANS BY

Dissemination Record of Attached Report					Notations
Agency	Request Recd.	Date Fwd.	How Fwd.	By	
	Rec - Office of Associate Attorney General	4-11-79			

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]

Date:

3/26/79

Office: Detroit, Michigan

b6
b7C

Field Office File #: 77-10539

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE
UNITED STATES COURT OF APPEALS,
~~EXEMPT~~ DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Applicant's vacation residence verified.
Neighborhood investigation conducted and
favorable. Credit and arrest checks re-
garding applicant and his wife negative.

- RUC -

DETAILS:

The following investigation was conducted by SA [redacted]

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NEIGHBORHOOD

On March 23, 1979, [redacted]

[redacted] Michigan, advised that she is aware that the applicant owns a summer cottage at 15238 Lakeshore Road, however, she has never personally met the applicant or his wife. They are apparently quiet people, cause no problems whatsoever and in view of that [redacted] considers them to be outstanding neighbors.

[redacted] Michigan, advised that the applicant and his wife have occupied a solar home at 15238 Lakeshore Road for approximately two to three years with Mr. and Mrs. HAROLD KATZ, who [redacted] knows to be a representative in the State of Illinois. She has never personally met either the applicant, his wife or Mr. and Mrs. KATZ as they only stay at the home on infrequent occasions on weekends in the summer months. She stated that they are excellent neighbors and she bases her judgment on the fact that their property is always well maintained and neatly kept and they cause no problems or disturbances while occupying the home. [redacted] advised that the only person in the neighborhood who she feels may be acquainted with the applicant's family is [redacted] a Chicago, Illinois attorney, who always maintains a summer home at [redacted] Michigan. [redacted] does not know [redacted] Chicago address.

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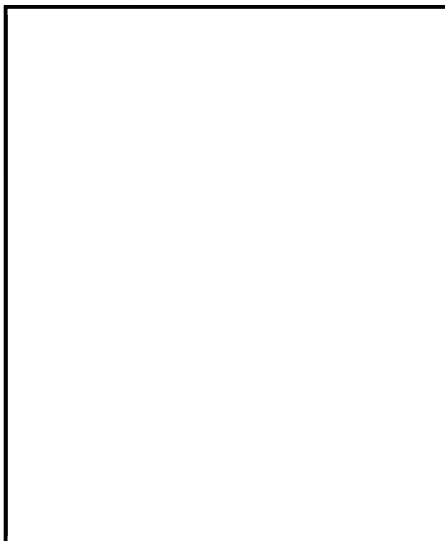
[redacted] Post Master, United States Postal Service, Lakeside, Michigan, advised that he has been acquainted with the applicant and his wife since approximately 1976 when the applicant purchased a summer home at 15238 Lakeshore Road, Lakeside, Michigan. [redacted] advised that the applicant comes to the Lakeside Post Office when he is visiting his summer home on weekends during the summer. [redacted] advised that the applicant has always been extremely courteous and friendly and to the best of [redacted] knowledge, he enjoys an outstanding reputation among those in the community who are acquainted with him.

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15238 Lakeshore Road, Lakeside, Michigan, was observed to be a summer cottage located in a sparsely populated area with predominantly seasonal homes on the Eastern shore of Lake Michigan.

DE 77-10539

From contact with [] it was determined that [] and [] are the only permanent residents in the immediate area of the applicant's home. Attempts to contact the following neighbors regarding the applicant were negative:



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The following investigation was conducted by SA

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CREDIT AND ARREST

On March 23, 1979, [redacted] Identification Bureau, Berrien County Sheriff's Department, St. Joseph, Michigan, advised that the agency's files contain no records identifiable with the applicant or his wife.

IVAN ZIMMERMAN, Chief of Police, Chikaming Township Police Department, Lakeside, Michigan, advised that his agency's files contain no record of arrests for the applicant or his wife. ZIMMERMAN additionally advised that he has received no complaints or information indicating disruptive behavior or criminal activity on the part of the occupants of applicant's residence.

[redacted] Register of Deeds, Berrien County Courthouse, St. Joseph, Michigan, advised that there are no encumbrances or liens against the property located at 15238 Lakeshore Road, Lakeside, Michigan, owned by the applicant and his wife with HAROLD and ETHEL MAE KATZ.

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On March 27, 1979, [redacted] Berrien County Merchants Credit Bureau, St. Joseph, Michigan, advised her agency's files have no record identifiable with the applicant.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE LOS ANGELES	OFFICE OF ORIGIN BUREAU	DATE 3/26/79	INVESTIGATIVE PERIOD 3/21/79 - 3/23/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY llp b6 b7C
		CHARACTER OF CASE DEPARTMENTAL APPLICANT JUDGE UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCE: Washington Field teletype to the Bureau, et al,
dated 3/21/79. Los Angeles FD-205 to Bureau,
dated 3/23/79.

- RUC -

ADMINISTRATIVE

All individuals contacted were apprised of the provisions of the Privacy Act and those requesting confidentiality have been so noted.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED *B/LM* SPECIAL AGENT
IN CHARGE

COPIES MADE:

3 - Bureau (AM)
1 - Los Angeles (77-22691) (2)

DO NOT WRITE IN SPACES BELOW

77-137689-22

NOT RECORDED
7 MAR 30 1979

Dissemination Record of Attached Report				
Agency				
Request Recd.				
Date Fwd.	100 - Office of Associate Attorney General	4/11/79		
How Fwd.				
By				

Notations

Spec. *Photo*
CC TO WH. STAFF
RR 8/12/94
AUG 17 1994
INS BY *Shelley*

- A* -

COVER PAGE

RECEIVED
CRIMINAL
INVESTIGATIVE
DIVISION

INVESTIGATIVE
DIVISION
MAR 31 2 17 PM '79

F.B.I.
U.S. DEPT OF JUSTICE

3-23-79 Los Angeles
3-30-79 Unable to
verify employment, until Monday
3-26-79.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

[REDACTED]

Office: Los Angeles, California

Date:

3/26/79

Field Office File #:

77-22691

Bureau File #:

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Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT, JUDGE, UNITED STATES COURT
OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Unable to verify employment. No credit or arrest records located identical with applicant. No records of Federal or state tax liens located. Residence of applicant's sister verified.

- RUC -

DETAILSEMPLOYMENT

Hollywood Reporter
6715 West Sunset
Los Angeles, California
June, 1947 - September, 1947

On March 22, 1979, [REDACTED] Controller, Hollywood Reporter, 6715 West Sunset, Hollywood, California, advised SA [REDACTED] that the company does not maintain records of employment for the period of the applicant's stated employment.

Yellow Cab Company
1408 West 3rd Street
Los Angeles, California
June, 1949 - September, 1949

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On March 26, 1979, [REDACTED] Personnel Director, Yellow Cab Company, 1408 West 3rd Street, Los Angeles, California, advised SA [REDACTED] that personnel records are not maintained for the year 1949.

CREDIT AND ARREST

On the dates indicated the records of the following agencies were caused to be searched by the indicated FBI personnel and no record was located identifiable with applicant, or sister.

Credit Bureau of Greater Los Angeles
Los Angeles, California
SC [REDACTED]
March 22, 1979.

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Culver City Police Department
Culver City, California
SC [REDACTED]
March 21, 1979. (Applicant's sister only)

Los Angeles Police Department
Los Angeles, California
SC [REDACTED]
March 22, 1979.

Los Angeles Sheriff's Office
Los Angeles, California
SC [REDACTED]
March 21, 1979.

MISCELLANEOUS

TAX LIENS

On March 22, 1979, the files of the Internal Revenue Service (IRS), United States Treasury Department, Los Angeles, California, were caused to be reviewed by SC [REDACTED] and no record of any Federal tax liens were located concerning the applicant.

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On March 22, 1979, the files of the Franchise Tax Board, State of California, Los Angeles, California, were caused to be searched by SC [REDACTED] and no record of any state tax lien was located concerning the applicant.

LA 77-22691

Verification of Residence
of Sister -
ROSE MIKVA ZEID

On March 22, 1979, [redacted]
[redacted] California, advised SA [redacted] that she knew
ROSE MIKVA ZEID, 5398 Emporia Avenue, Culver City, California,
on a "say hello basis". She advised that the neighborhood is a
quiet one and most of the individuals residing in the neighbor-
hood do not associate socially with one another. On occasion
she has spoken to Ms. ZEID and has found her to be a nice
person. [redacted] further advised that the individuals
Ms. ZEID associates with are all reputable people to the best
of her knowledge.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN BUREAU	DATE 3/26/79	INVESTIGATIVE PERIOD 3/19/79 - 3/26/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY dmm
		CHARACTER OF CASE DAPLI	

REFERENCE: WFO teletype to Bureau dated 3/21/79.

-P-

ADMINISTRATIVE: BUDED: MARCH 26, 1979

All persons contacted were adviced of the provisions of the Privacy Act of 1974; none requested confidentiality.

LEADS

WASHINGTON FIELD

AT WASHINGTON, D. C. Employment at Supreme Court, Congressmen KASTENMIER, SIMON, BURTON and O'NEIL, OPM, IRS, Civil Rights Leaders, Labor Leaders, Political Leaders, D. C. Government officials and personal physician outstanding.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>NS/P</i>						SPECIAL AGENT IN CHARGE	
COPIES MADE:						DO NOT WRITE IN SPACES BELOW	
3-Bureau 1-WFO (77-107060)						77-137687-23	
1ccd						NOT RECORDED 22 SEP 27 1979	
Dissemination Record of Attached Report						Notations	
Agency						CC TO WH STAFF PR 8/12/94 ANS E	
Request Recd.	2 COPIES OF ATTACHED REPORT						
Date Fwd.	4-11-79						
How Fwd.							
By							

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:
Date:SA [REDACTED]
3/26/79

Office: Washington, D. C.

b6
b7C

Field Office File #:

77-107060

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE
UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA

Synopsis:

Background information and interview of applicant set forth. Recruitment file USDJ reviewed. U. S. Senators and Representatives favorable and recommend. Judges who know applicant recommend. References favorable and recommend. Bar Association official who knows applicant recommends. Religious leaders were not familiar with applicant and not in a position to comment on his judicial qualifications. Personnel Office, Administrative Office of the United States Court, contained no additional pertinent information concerning applicant. Police checks negative. Bar membership set forth. Main card index at the Library of Congress revealed no record concerning applicant.

-P-

DETAILS: AT WASHINGTON, D. C.

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WFO 77-107060

SAF:sjs

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BACKGROUND DATA

On March 19, 1979, ABNER J. MIKVA was contacted by SA [] and provided the following additional background information to supplement the personal data questionnaire submitted by him to the U.S. Department of Justice:

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Name: ABNER J. MIKVA

Birth Data

Date of Birth: January 21, 1926
Place of Birth: Milwaukee, Wisconsin

Social Security Number

Applicant: 394-16-5242

Military Service Number

Applicant: 06090203

Education

Name of School: Washington High School
Address: Milwaukee, Wisconsin
Dates of Attendance: 1940 - 1943
Degree: Diploma

Name of School: University of Wisconsin
Address: Milwaukee, Wisconsin
Dates of Attendance: 1943 - 1944

Name of School: University of Wisconsin
Address: Madison, Wisconsin
Dates of Attendance: 1946 - 1947

Name of School: Washington University
Address: St. Louis, Missouri
Dates of Attendance: 1947 - 1948

Name of School: University of Chicago Law School
Address: Chicago, Illinois
Dates of Attendance: 1948 - 1951
Degree: J.D.

Employment

1/75 - Present	U.S. Congress
Address:	Washington, D.C.
Type of Work:	Congressman
1/73-- 12/74	D'Ancona, Pflaum, Wyatt & Riskind
Address:	30 North LaSalle, Chicago, Illinois
Type of Work:	Lawyer, partner in firm
Reason for Leaving:	Elected to Congress
1/73 - 11/74	Chairman, Illinois Board of Ethics
Supervisor:	Then Governor DAN WALKER
Address:	160 North LaSalle Chicago, Ill.
Type of Work:	Government Executive
Reason for Leaving:	To run for Congress
1/73 - 6/75	Northwestern University Law School (Part time)
Supervisor:	Then Dean Mr. RAHL
Address:	Chicago, Ill.
Type of Work:	Adjunct Professor of Law
1/69 - 12/72	U.S. Congress
Address:	Washington, D.C.
Type of Work:	Congressman
Reason for Leaving:	Lost Election
7/52 - 12/68	Devoe, Shadur, Mikva & Plotkin
Address:	208 South La Salle Chicago, Ill.
Type of Work:	Lawyer (partner 1956-1969; associate 1952-1956)
Reason for Leaving:	Elected to Congress
1/57 - 12/66	Illinois House of Representatives
Address:	Springfield, Illinois
Type of Work:	State Legislator
Reason for Leaving:	Chose not to run again
4/54 - 7/54	University of Chicago
Supervisor:	Research for Jury Project
Address:	Professor HARRY KALVEN, now deceased
Type of Work:	Wichita, Kansas
Reason for Leaving:	Legal Research Project completed

Employment, continued

6/51 - 8/51	University of Chicago Law School
Supervisor:	Professor HARRY KALVEN, now deceased
Address:	Chicago, Ill.
Type of Work:	Legal Research
Reason for Leaving:	Project completed
7/51 - 7/52	Mr. Justice SHERMAN MINTON, now deceased
Address:	U.S. Supreme Court Washington, D.C.
Type of Work:	Law Clerk
Reason for Leaving:	Appointed term was for one year
9/49 - 6/51	Honorable U.S. SCHWARTZ, Judge, now deceased
Address:	Illinois Appellate Court First District, Civic Center, Chicago, Ill.
Type of Work:	Researcher (part time)
Reason for Leaving:	Graduated from law school
6/49 - 9/49	Yellow Cab Company
Supervisor:	(Not remembered)
Address:	1408 West 3rd Los Angeles, California
Type of Work:	Driver
Reason for Leaving:	Returned to school
10/48 - 6/49	Ida Noyes Hall
Supervisor:	(Not remembered)
Address:	University of Chicago 5801 South Ellis Chicago, Ill.
Type of Work:	Waiter
Reason for Leaving:	Found a better job
9/47 - 10/48	Metropolitan Life Insurance
Supervisor:	<div style="border: 1px solid black; width: 150px; height: 15px; display: inline-block;"></div>
Address:	2351 Market St. Louis, Missouri
Type of Work:	Agent
Reason for Leaving:	Started law school

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Employment, continued

6/47 - 9/47	Hollywood Reporter
Supervisor:	(Not remembered)
Address:	6715 West Sunset Los Angeles, Calif.
Type of Work:	Salesman
Reason for Leaving:	Return to school
6/47 - 6/47	Phi Sigma Delta
Supervisor:	(Not remembered)
Address:	University of Wisconsin Madison, Wisconsin
Type of Work:	Steward
Reason for Leaving:	Left school
1/46 - 6/46	Tripp Hall
Supervisor:	(Not remembered)
Address:	University of Wisconsin Madison, Wisconsin
Type of Work:	Waiter
Reason for Leaving:	Found better job
11/45 - 1/46	Unemployed - returned from military service.
1/44 - 11/45	U.S. Army, 2nd Lieutenant
6/41 - 11/43	Nisley Shoe Company, no longer in business
Supervisor:	(Not remembered)
Address:	Milwaukee, Wisconsin
Type of Work:	Salesman
Reason for Leaving:	Entered military service

Residences

6/73 - Present	1015 Sheridan Road Evanston, Illinois
4/75 - Present	3000 Spout Run Drive Arlington, Virginia
6/72 - 6/73	1040 Michigan Avenue Evanston, Ill.
11/71 - 6/72	1412 Elmwood Evanston, Ill.

Residences, continued

1/69 - 6/72	5932 Oakdale McLean, Va.
6/56 - 11/71	5545 Kenwood Chicago, Ill.
9/52 - 6/56	1105 East Hyde Park Boulevard Chicago, Ill.
10/48 - 9/52	8026 South Ingleside Chicago, Ill.
6/51 - 8/52	1412 Martha Custis Drive Alexandria, Va.
9/47 - 10/48	6239 Delmar St. Louis, Missouri
7/47 - 9/47	2419 Longwood Los Angeles, Calif.
1/46 - 6/47	619 Langdon Madison, Wisconsin
1936 - 1/46	2745 North 49th Street Milwaukee, Wisc.

Relatives

Father:	HENRY ABRAHAM MIKVA
DOB:	1893 (deceased)
POB:	Russia
Citizenship:	U.S.
Mother:	IDA FISHMAN MIKVA
DOB:	1895 (deceased)
POB:	Russia
Citizenship:	U.S.
Sister:	ROSE MIKVA ZEID
DOB:	1918
Address:	5398 Emporia Avenue Culver City, Calif.
POB:	U.S.
Citizenship:	U.S.

Relatives, continued

Spouse:

DOB:

Address:

1015 Sheridan Road
Evanston, Ill.

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

POB:

U.S.

Citizenship:

U.S.

Daughter:

DOB:

Address:

1015 Sheridan
Evanston, Ill.
(Currently attending Stanford
University)

POB:

U.S.

Citizenship:

U.S.

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Organizational Affiliations

American Bar Association

(Office held - Counsel of Section of Individual
Rights and Responsibilities 1/73-6/77; Counsel of
Section of Litigation 8/75-11/76)

Chicago Bar Association

(Office held - Board of Managers 1962-1964)

Decalogue Society of Lawyers

American Law Institute

Illinois State Bar Association

Illinois Division of American Cancer Society
(Office held - Board, 1973)

Organizational Affiliations, continued

Schwab Rehabilitation Hospital
(Office held - Board, 1973)

Hyde Park Cooperative Society
(Office held - Board, 1960-1961)

Illinois Division ACLU
(Office held - Board, 1955-1957)

University of Chicago Law School Alumni Association
(Office held - Board, 1965)

University of Chicago Law School Visiting Committee

National Council of Control Handguns
(Office held - National Advisory Council)

American Veterans Committee

Chicago Council of Lawyers

Quadrangle Club

Army-Navy Country Club

Phi Sigma Delta Fraternity
(Office held - Steward)

Environmental Study Conference

Suburban Caucus

Personal Physician

Dr. FREEMAN H. CARY, U.S. Capitol,
Room H166, Washington, D.C.

Foreign Travel Since 1930

Country:	Montreal and Toronto, Canada Spent 2 weeks between August and September, 1952
Purpose:	Vacation
Country:	Aruba; 2 trips of 5 days each, sometime between 1958 and 1965
Purpose:	Business

Foreign Travel Since 1930, continued

Country:	Haiti; 1 trip of about 5 days, sometime between 1958 and 1965
Purpose:	Vacation
Country:	Sicily, Naples & Rome, Italy; mid 1960's for 2 weeks
Purpose:	Vacation
Country:	Paris, Lyons, France, and London, England; early 1960's for 10 days
Purpose:	Business
Country:	Jamaica; July, 1964, for 1 week
Purpose:	Business
Country:	Jamaica; sometime in 1965 for 1 week
Purpose:	Business
Country:	Stratford, Canada; August, 1967, for 1 week
Purpose:	Vacation
Country:	Montreal, Canada; 1969 or 1970, for one week-end
Purpose:	Business
Country:	Mexico City & Puerto Vallarta, Mexico January, 1969, for 10 days
Purpose:	Vacation
Country:	Tel Aviv & Jerusalem, Israel, Athens & Corfu, Greece; sometime in 1970 for 10 days
Purpose:	Congressional business
Country:	Paris, France, in 1971 for 5 days
Purpose:	Congressional business
Country:	London & Oxford, England; spring of 1972 for 5 days
Purpose:	Congressional business
Country:	St. Martin's Island, Caribbean; December, 1972, for 1 week
Purpose:	Vacation

Country: Bucharest & Ploesti, Romania, and
Vienna, Austria; January, 1976,
5 days in Romania and 1 day in Austria
Purpose: Congressional business

Country: Haifa, Jerusalem & Tel Aviv, Israel
August, 1976, for 10 days
Purpose: Congressional business

Country: London & Oxford, England; spring,
1977 for 3 days
Purpose: Congressional business

Country: Jerusalem, Israel; Damascus, Syria;
Cairo, Egypt; Amman, Jordan;
August, 1977, for 10 days
Purpose: Congressional business

Country: Mexico City; December, 1977, for
one week
Purpose: Vacation

Country: Ottawa & Toronto, Canada; February 23,
1978 - February 26, 1978
Purpose: Congressional business

Country: Ascot (about 30 miles from London),
England; April 14-16, 1978
Purpose: Congressional business

Country: Milan, Italy; Amsterdam, Holland;
Brussels, Belgium;
November 15-22, 1978
Purpose: Congressional business

References and Close Personal Associates

Professor EDWARD H. LEVI
University of Chicago Law School
1111 East 60th Street
Chicago, Illinois

LEONARD ZUBRENSKI
606 West Wisconsin Avenue
Milwaukee, Wisconsin

BYRON MILLER
30 North LaSalle Street
Chicago, Illinois

State Representative ALAN GREIMAN
33 North LaSalle Street
Chicago, Ill.

References and Close Personal Associates, continued



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Honorable JOHN W. REYNOLDS
Chief Judge, U.S. District Court for the
Eastern District of Wisconsin
471 Federal Office Building
Milwaukee, Wisconsin

Honorable HUBERT L. WILL
Judge, U.S. District Court,
Northern District of Illinois,
Eastern Division at Chicago
219 South Dearborn,
Chicago, Ill.

VICTOR H. GOTBAUM
American Federation of State
County and Municipal Employees
140 Park Place, New York, N.Y.



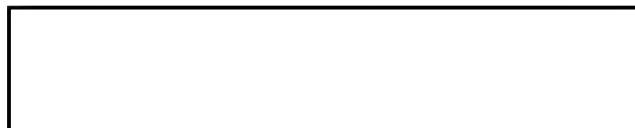
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Rabbi DAVID POLISH
Beth Emet the Free Synagogue
1224 Dempster, Evanston, Ill.

Reverend JOHN J. EGAN
Assistant to the President,
Notre Dame University
Notre Dame, Indiana

State Representative HAROLD KATZ
7 South Dearborn, Chicago, Ill.

ANTHONY SCARIANO
20200 Ashland Avenue
Chicago Heights, Ill.



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Congressman DON EDWARDS
2329 Rayburn House
Washington, D.C.

References and Close Personal Associates, continued

Congressman BOB KASTENMIER
2232 Rayburn House, WDC

Congressman PAUL SIMON
227 Cannon House, WDC



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Congressman FRANK THOMPSON, JR.
2109 Rayburn Office, WDC

Congressman PETE RODINO
2462 Rayburn House, WDC

Congressman TOM RAILSBACK
2104 Rayburn House, WDC



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Congressman PHILIP BURTON
2304 Rayburn House, WDC

Congressman DAWSON MATHIS
2331 Rayburn House, WDC

Congressman HENRY HYDE
1203 Longworth House, WDC

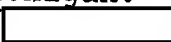
Senator ADLAI E. STEVENSON
456 Russell Senate Office Building, WDC

Congressman THOMAS P. O'NEILL, JR.
U.S. House of Representatives, WDC



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Property Owned

Applicant and his wife own their residence at 1015 Sheridan Road, Evanston, Illinois, with the mortgage on said real estate being held by Exchange National Bank, 130 South La Salle, Chicago, Illinois. Applicant, his wife, and HAROLD and ETHEL MAE KATZ, own a home at 15238 Lakeshore Road, Lakeside, Michigan. Applicant has a loan on this property in the amount of  at the Continental Illinois National Bank, 231 South

Property Owned, continued

La Salle Street, Chicago, Illinois. Applicant and his wife together own [] percent interest in a limited partnership, Winchester Venture, Chicago, Illinois. Their investment was [] The managing partner is [] - office 565 Howard, Evanston, Illinois. There are two liens against this building; the first is only against the building and is held by Devenmuehl in the amount of [] the second is a lien associated with the building and is made to [] by the Devon Bank in the amount of [] Devenmuehl is located at 55 East Monroe, Chicago, Illinois. Devon Bank is at 6445 Northwestern Avenue, Chicago, Illinois. The ID number for the partnership is []

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WFO 77-107060

SAF:bda

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EMPLOYMENT

U.S. District Judge
District of Columbia Circuit Court

On March 23, 1979, SC [] reviewed the applicant's recruitment at the File Room, Office of the Associate Attorney General, U.S. Department of Justice. It disclosed he is currently under consideration for the position of United States District Judge, District of Columbia, Circuit Court, and has not entered on duty. There was no additional pertinent information.

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WFO 77-107060

AJD:kio

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U. S. Senators

The following interviews were conducted by
Special Agent (SA) [REDACTED]

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On March 21, 1979, Senator ADLAI E. STEVENSON,
Illinois, advised as follows:

Senator STEVENSON is aware that Representative ABNER J. MIKVA of Illinois is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit. Senator STEVENSON has known Mr. MIKVA intimately for approximately the past twenty years and described him as being a man of impeccable integrity and a man of great professional ability. Senator STEVENSON expressed his belief that Mr. MIKVA is well qualified for this appointment and that he would make an outstanding Circuit Judge. Senator STEVENSON recommended Mr. MIKVA, without reservation, for appointment to this responsible judicial position of trust.

On March 20, 1979, Senator CHARLES H. PERCY,
Illinois, advised as follows:

Senator PERCY is aware that Representative ABNER J. MIKVA of Illinois is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit. Senator PERCY has known Mr. MIKVA for many years and holds him in high esteem. The Senator recommended Mr. MIKVA, without reservation, for this responsible judicial position of trust.

WFO 77-107060

AJD:kio

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U. S. House of Representatives

On March 21, 1979, Mr. ELWYN G. RAIDEN, Deputy Sergeant at Arms, furnished the following information to Special Agent (SA) [REDACTED]

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Representative ABNER J. MIKVA of Illinois took his seat in the 91st Congress on January 3, 1969, as the representative from the Tenth Congressional District of Illinois. He served continuously until the end of the 92nd Congress which concluded on January 2, 1973.

Mr. MIKVA again took his seat in the 94th Congress on January 3, 1975, as the representative of the 10th Congressional District of Illinois. He has served continuously in the House of Representatives since that time and is currently the representative of the 10th Congressional District of Illinois in the 96th Congress.

The following Members of the House of Representatives were interviewed by SA [REDACTED] on March 21, 1979.

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Representative AL ULLMAN, Oregon, who is the Chairman of the Committee on Ways and Means, advised as follows:

Mr. ULLMAN has known Representative ABNER J. MIKVA of Illinois, as a professional colleague, since the time Mr. MIKVA first took his seat in the 91st Congress as the representative of the Tenth Congressional District of Illinois. Mr. ULLMAN was named Chairman of the Committee on Ways and Means in 1975, and has worked very closely with Mr. MIKVA since that time. He described Mr. MIKVA as being an extremely able attorney, and a man who possesses an outstanding intellect. Mr. MIKVA is a man of great integrity, thoroughly honest, and well qualified in every respect for appointment to a responsible judicial position. Mr. ULLMAN is aware that Mr. MIKVA is being considered for appointment to the position of Circuit Judge of the U. S. Court of

Appeals for the District of Columbia and it is his belief that he would perform in an outstanding manner in that position. Mr. ULLMAN recommended Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge.

Representative PETER W. RODINO, JR., New Jersey, who is the Chairman of the Committee on the Judiciary, advised as follows:

Mr. RODINO has known Representative ABNER J. MIKVA of Illinois as a professional colleague since the outset of the 91st Congress in January, 1969. Mr. RODINO and Mr. MIKVA have been very closely associated in the Congress since that time, and Mr. RODINO described Mr. MIKVA as being a man who has always enjoyed a fine reputation among his fellow Members of the Congress. He likewise commands an enormous amount of respect from the Members of the House. Mr. MIKVA is a man who is very much dedicated to his country, and is committed to the work of the Congress. He has established himself as a very able and competent legislator, and is a man who has acquired broad legislative experience during his years of service in the Congress. Mr. MIKVA is a man of outstanding character, and he possesses the demeanor and the temperament necessary in someone being considered for a responsible judicial appointment. Mr. RODINO recommended Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge for the U. S. Court of Appeals for the District of Columbia Judicial Circuit.

Representative FRANK THOMPSON, JR., New Jersey, who is the Chairman of the Committee on House Administration, advised as follows:

Mr. THOMPSON began by stating that he has known Representative ABNER J. MIKVA of Illinois intimately as a colleague since the time Mr. MIKVA first took his seat in the Congress in January, 1969. Mr. THOMPSON was aware of Mr. MIKVA's superb reputation prior to the time he was elected to the Congress.

Mr. THOMPSON is aware that Representative MIKVA is being considered for appointment to the position of Circuit Judge for the U. S. Court of Appeals for the District of Columbia Judicial Circuit, and he declared that he considers this to be a "marvelous appointment." Mr. MIKVA was a distinguished law student at the University of Chicago, and possesses a fine legal mind. Mr. MIKVA is a man who is very much dedicated to his country and to the work of the Congress. He is a thoroughly honest, objective, considerate individual who is held in high esteem by his peers. He is a superb human being in every respect. Mr. THOMPSON recommends Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge.

Representative ROBERT H. MICHEL, Illinois, who is the Minority Whip of the House, advised as follows:

Mr. MICHEL has known Representative ABNER J. MIKVA of Illinois, as a professional colleague, since the outset of the 91st Congress in January, 1969. Mr. MICHEL noted that Mr. MIKVA's reputation preceded him to Washington. Mr. MICHEL was told, prior to the time that Mr. MIKVA actually took his seat in the 91st Congress, that he, MICHEL, would like him. Mr. MIKVA was described to Mr. MICHEL as being a genuinely fine, fair, and considerate individual who enjoyed the respect of his professional associates in the State of Illinois. Mr. MICHEL emphasized that Mr. MIKVA's service in the Congress since 1969, has proven the above comments to be true in every respect.

Mr. MIKVA has brought credit to the House of Representatives. He is a thoroughly honest, intelligent, and hardworking legislator. Mr. MIKVA is a cool, rational, even tempered individual who will calmly discuss another Congressman's viewpoint on a particular issue. He is the type person who would give anyone a fair hearing. In the opinion of Mr. MICHEL, Mr. MIKVA is "clean as a whistle," insofar as both his professional life and his personal life are concerned.

Mr. MICHEL went on to say that he is aware that Mr. MIKVA is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit. In that regard, although Mr. MICHEL and Mr. MIKVA are of differing political philosophies, Mr. MICHEL would not hesitate to endorse Mr. MIKVA for appointment to this responsible position of trust. Mr. MICHEL recommends Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge.

Representative JOHN J. RHODES, Arizona, who is the Minority Leader of the House, advised as follows:

Mr. RHODES has known Representative ABNER J. MIKVA of Illinois as a professional colleague since the outset of the 91st Congress in January, 1969, and considers him to be a thoroughly honest, decent and honorable man. Mr. RHODES noted that although he and Mr. MIKVA are of differing political philosophies, he is of the belief that Mr. MIKVA is well qualified in every respect for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit. Mr. RHODES recommends Mr. MIKVA for appointment to this responsible judicial position of trust.

Representative MELVIN PRICE, Illinois, who is the Chairman of the Committee on the Armed Services, advised as follows:

Mr. PRICE has known Representative ABNER J. MIKVA of Illinois since the start of the 91st Congress in January, 1969, and holds him in very high esteem. Mr. PRICE described Mr. MIKVA as being a very capable and able legislator and a very fine attorney. Mr. MIKVA is a gentleman who is well regarded by his associates in the House. Mr. PRICE is aware that Mr. MIKVA is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia

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Judicial Circuit and it is his belief that he is well qualified in every way for appointment to this responsible judicial position of trust. He recommended Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge.

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The following Members of the House of Representatives were interviewed by SA [redacted] on March 22, 1979.

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Representative DON EDWARDS, California, advised as follows:

Mr. EDWARDS began by stating that he is aware that representative ABNER MIKVA of Illinois is being considered for appointment to position of Circuit Judge of the U.S. Court of Appeals for the District of Columbia Judicial Circuit and, in his opinion, a better choice could not have been made. Mr. MIKVA is a man who is absolutely loyal to the United States and its institutions. He is, without a doubt, the most popular member of the House of Representatives. His popularity derives from the fact that he is a decent, amiable "four square" man. Mr. EDWARDS declared that while Mr. MIKVA's departure from the House of Representatives will be a loss for that body. His appointment to the U.S. Court of Appeals will be a "great day for America". Mr. EDWARDS declared that he recommends ABNER MIKVA for the position of Circuit Judge of the Court of Appeals, not only without reservation, but also with great enthusiasm.

Representative DAWSON MATHIS, Georgia, advised as follows:

Mr. MATHIS has enjoyed a close professional association with Representative ABNER MIKVA as a colleague in the House of Representatives for the past 8 years. He described Mr. MIKVA as being one of the most honest men that he has ever known. Mr. MIKVA's personal integrity is above question and he is noted for being fair and imparital. He possesses all those traits essential for someone being considered for appointment to the Bench. He is a man of excellent moral character, and one who is very much dedicated to his country and to the work of the Congress. He is held in very high esteem by his fellow members in the House. Mr. MATHIS recommended Mr. MIKVA, without reservation, for the position U.S. Circuit Judge.

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The following Members of the House of Representatives were interviewed by SA [redacted] on March 21, 1979:

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Representative TOM RAILSBACK, Illinois, advised as follows:

Mr. RAILSBACK first came to know Representative ABNER J. MIKVA, Illinois, in 1963. At that time they were both Members of the House of Representatives of the State of Illinois. Mr. RAILSBACK has enjoyed a professional association with Mr. MIKVA since that time and holds him in very high esteem.

Mr. RAILSBACK declared that in his opinion Mr. MIKVA was one of the best legislators in the Illinois House of Representatives during his tenure there and is now one of the best legislators in the U. S. House of Representatives. Mr. MIKVA possesses a superior intellect and is noted for being fair and objective in his dealings with his fellow Members of the Congress. Mr. MIKVA's dedication to his country is above question and he possesses all those traits essential for appointment to a responsible judicial position of trust. He is a man of total honesty and has the temperament necessary for a judge. Mr. MIKVA enjoys an excellent reputation among his professional colleagues and his moral character is likewise above question.

Mr. RAILSBACK is aware that Mr. MIKVA is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit and it is his belief that he is well qualified in every respect for appointment to this position. Mr. RAILSBACK recommended Mr. MIKVA without reservation, for the position of Circuit Judge.

Representative HENRY J. HYDE, Illinois, advised as follows:

Mr. HYDE began by stating that he, himself, has served in the House of Representatives since the outset of the 94th Congress in January, 1975. He has known Representative ABNER J. MIKVA of Illinois as a professional colleague since that time. He described Mr. MIKVA as being a man of very high intelligence and an honorable and decent human being whose loyalty to his country is above question. Mr. MIKVA is a man of excellent moral character who enjoys a fine reputation among his professional associates in the House. It is Mr. HYDE's belief that Mr. MIKVA would make a superb Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit and he recommended him, without reservation, for appointment to this responsible judicial position of trust.

Representative SAM M. GIBBONS, Florida, advised as follows:

Mr. GIBBONS has known Representative ABNER J. MIKVA of Illinois as a professional colleague since the time Mr. MIKVA first took his seat in the 91st Congress in January, 1969. Mr. GIBBONS serves on the Committee on Ways and Means with Mr. MIKVA and described him as being not only a very intelligent person but also a very well trained lawyer. Mr. MIKVA is a level headed person who can weight arguments on both sides of a given issue in a fair, objective and impartial manner. Mr. MIKVA is a very cultured individual and a very fine person in every respect. He emphasized that nothing of an adverse nature concerning Mr. MIKVA's character, reputation, loyalty or associates has ever been made known to him. Mr. GIBBONS recommended Mr. MIKVA, without reservation, for the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit.

Representative JAMES C. CORMAN, California, advised as follows:

Mr. CORMAN has known Representative ABNER J. MIKVA of Illinois on both a personal and professional basis since the outset of the 91st Congress in January, 1969. They have visited in each others homes and have worked very closely together on the House Committee on Ways and Means. Mr. CORMAN stressed the very high esteem that he has for Mr. MIKVA and expressed his belief that Mr. MIKVA is deserving of an appointment to a responsible judicial position of trust. Mr. MIKVA possesses an even temperament and has an excellent knowledge of the law. He is a man who has demonstrated his dedication both to his country and to the work of the Congress. His moral character, personal integrity, and reputation are above question. He is likewise held in very high regard by his professional associates on Capitol Hill. Mr. CORMAN recommended Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit.

Representative JOSEPH L. FISHER, Virginia, advised as follows:

Mr. FISHER has, himself, served in the House of Representatives for the past four years, and during that period of time has come to know Representative ABNER J. MIKVA of Illinois quite well. He noted that he and Mr. MIKVA sit together at meetings of the Committee on Ways and Means. They have worked closely together on matters of mutual legislative interest that have come before the Congress and he has been very well impressed by Mr. MIKVA's ability, integrity and dedication to the work of the Congress. Mr. MIKVA is an extraordinarily well balanced individual and a decent man in every respect. Mr. FISHER recommended Mr. MIKVA without reservation, for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit.

Representative JOHN J. DUNCAN, Tennessee, advised as follows:

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Mr. DUNCAN is a ranking Minority Member of the House Committee on Ways and Means. He has known Representative ABNER J. MIKVA of Illinois as a professional colleague since 1969, and has worked with him on the Ways and Means Committee for approximately the past four years. He described Mr. MIKVA as being an excellent person in every respect. Mr. MIKVA is an honest, decent and objective person who possesses an even temperament. There is absolutely no question in Mr. DUNCAN's mind concerning the loyalty, honest or integrity of Mr. MIKVA. He is a man who is very well regarded by his colleagues in the House. Mr. DUNCAN concluded by stating that from a qualification standpoint, he, personally, knows of no reason why Mr. MIKVA should not be considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit.

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District of Columbia Court of Appeals
Washington, D. C.

The following investigation was conducted by
SA [redacted] on March 20, 1979:

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Judge JOHN M. FERREN, District of Columbia Court of Appeals, Washington, D. C. (WDC), advised that he is acquainted with the applicant, ABNER J. MIKVA only by reputation. He stated that he and Mr. MIKVA are both from the Chicago, Illinois area, and as such because of their common interest in the law, they have many mutual friends and professional acquaintances. Judge FERREN stated that the applicant has the highest reputation in both the legal and legislative communities. He stated that unlike many legislator, he is primarily known for his intellect and detailed knowledge of the law. He stated that Congressman MIKVA is simple a "brilliant man." Judge FERREN indicated that based on his reputation, he knows of nothing that would detract from the applicant's character, associates, reputation or loyalty to the Government, and concluded by recommending him most highly for a judgeship with the Circuit Court of Appeals for the District of Columbia Circuit.

Judge JULIA COOPER MACK, District of Columbia Court of Appeals, WDC, advised that while she is not acquainted on a personal or professional basis with ABNER J. MIKVA, she nevertheless, knows of him by reputation, and considers him to be a very competent Congressman, and an individual who has a keen legal mind.

Judge MACK stated that by reputation, she knows of nothing that would detract from Mr. MIKVA's character, associates, reputation or loyalty to the Government, and concluded by recommending him for a judgeship with the Circuit Court of Appeals for the District of Columbia Circuit.

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The following Judges sitting on the District of Columbia Court of Appeals, WDC, all advised that they were neither acquainted with ABNER J. MIKVA by reputation or socially. They all stated that while they were aware that he was a Congressman from the State of Illinois, and being considered for a position with the Circuit Court of Appeals for the District of Columbia Circuit, they never the less felt that they did not know him well enough to comment on his qualifications:

Judge FRANK Q. NEBEKER

Judge CATHERINE B. KELLY

Chief Judge THEODORE R. NEWMAN, Jr.

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United States District Court for
the District of Columbia

The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 19, 1979, at
Washington, D. C. (WDC).

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Chief Judge WILLIAM B. BRYANT, advised that he does not know the applicant professionally or socially, and that his only knowledge of the applicant is by reputation only. He continued that the applicant does enjoy an outstanding reputation, that he is well qualified academically, and that he would recommend him based on his reputation for a position on the United States Court of Appeals for the District of Columbia Circuit. Judge BRYANT continued that he has never heard anything which would cause him to question the applicant's character, associates, reputation, or loyalty in any way.

The following District Judges were contacted at the United States District Court for the District of Columbia, and all advised that they do not know the applicant well enough to comment concerning him. The Judges contacted acknowledged that they know the applicant's present position, however, they do not know him personally or professionally.

District Judge GEORGE L. HART, JR.
Judge OLIVER GASCH
Judge AUBREY E. ROBINSON, JR.
Judge JOHN H. PRATT
Judge CHARLES R. RICHEY
Judge THOMAS A. FLANNERY
Judge HAROLD H. GREENE

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United States Court of Appeals for
the District of Columbia Circuit

The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 19, 1979,
at Washington, D. C.

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Chief Judge J. SKELLY WRIGHT, advised that he knows the applicant only as a Congressman and that he has never had any professional contact with him. Judge WRIGHT continued that the applicant seems well qualified and that he served as a law clerk to a Supreme Court Justice, that he has the scholastic credentials, and that he served as Editor-In-Chief of the University of Chicago Law Review. Judge WRIGHT advised that he has no reason to question the applicant's character, associates, reputation, or loyalty, and that he knows nothing derogatory which would preclude the applicant from serving as a Judge on a United States Court of Appeals for the District of Columbia Circuit.

Circuit Judge DAVID L. BAZELON advised that he has known the applicant twenty years professionally and that he considers the applicant to be able, well qualified, and competent. He recommends the applicant for a position on the United States Court of Appeals for the District of Columbia Circuit and advised that during the time he has known the applicant, he has never heard or seen anything which would cause him to question the applicant's character, associates, reputation, or loyalty. He knows nothing derogatory concerning the applicant.

Circuit Judge CARL MC GOWAN, advised he has known the applicant since his Chicago days when he was working as an attorney. He advised that the applicant enjoys a good reputation as a lawyer and that he has a high opinion of the applicant. He continued that the applicant served as Editor-in-Chief of the University of Chicago Law Review,

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and that he is qualified to serve as a Judge academically, and he further believes that he would possess good judicial temperament in the courtroom. Judge MC GOWAN believes the applicant's character, associates, reputation, and loyalty to be above reproach, and he recommends him highly for a position on the United States Court of Appeals for the District of Columbia Circuit.

Senior Circuit Judge CHARLES FAHY, advised that he does not know the applicant personally, however, he has never heard anything unfavorable toward him and that on the contrary, everything he has heard concerning the applicant by reputation has been favorable.

The following Circuit Judges on the United States Court of Appeals for the District of Columbia Circuit were contacted and all advised that they do not know the applicant except by reputation and the present position he now occupies and feel that they cannot comment concerning the applicant.

Circuit Judge HAROLD LEVENTHAL
Circuit Judge SPOTTSWOOD W. ROBERTSON, III
Circuit Judge GEORGE E. MACKINNON
Circuit Judge MALCOLM RICHARD WILKEY

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Superior Court of the District of Columbia
Washington, D. C.

The following investigation was conducted by
SA [] on March 20, 1979:

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Judge JOYCE HENS GREEN, Superior Court of the District of Columbia, Washington, D. C. (WDC), advised that she is only acquainted by reputation with the applicant, ABNER J. MIKVA for approximately the past ten years. She stated that within the legal community of the greater WDC area, everyone has the highest regard for Congressman MIKVA, and she indicated that based upon his wide experiences in the Legislative Branch of the Government, coupled with his depth of legal experience, she would recommend him most highly for a judgeship with the Circuit Court of Appeals for the District of Columbia Circuit.

Judge GREEN stated that she has never heard anything that would reflect unfavorable upon the applicant's character, associates, reputation or loyalty to the Government, and concluded by recommending him most highly for a Federal Judgeship.

The following Judges sitting on the Superior Court of the District of Columbia all advised that they were not personally or socially acquainted with the applicant, ABNER J. MIKVA, and stated that beyond the fact that they were aware that he was a Congressman from the State of Illinois, and being considered for a judgeship with the Circuit Court of Appeals for the District of Columbia Circuit, they could not furnish any other pertinent information regarding Congressman MIKVA:

Judge LUKE C. MOORE

Judge JOHN F. DOYLE

Judge JOHN GARRETT PENN

Judge NORMA HOLLOWAY JOHNSON

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The Office of the United States Attorney
for the District of Columbia

The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 19, 1979, at
Washington, D. C. (WDC).

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The Honorable EARL J. SILBERT, advised that he
does not know the applicant except by his present position
and therefore is not able to comment concerning the
applicant.


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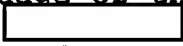

REFERENCE




The following investigation was conducted on March 23, 1979, by SA 

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 Attorney, advised that he met MIKVA while he was a student at the University of Chicago and MIKVA was a Congressman in the district where the law school is located.  also worked with him on campaigns and projects.

 stated that he considered MIKVA a superb choice for Judge of the U.S. Court of Appeals, District of Columbia.  considered MIKVA a superior lawyer due to his broad experience and innate legal ability. He stated that he believed that MIKVA was a compassionate person who has the right temperament to be a judge.  advised that MIKVA has the strength and integrity to take difficult positions to protect individual rights and the Constitution. He described MIKVA as totally fair and impartial to competing interests

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 advised that he knew nothing unfavorable about MIKVA and recommended him without reservation for the judgeship position.

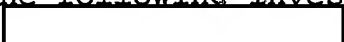
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REFERENCE




The following investigation was conducted on March 22, 1979, by SA 

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 Attorney, advised that he met MIKVA at the University of Chicago Law School in the early 1950's and has continued a social relationship with the appointee and his wife.

 stated that he considered MIKVA to be one of the top 12 attorneys in the nation.  advised that MIKVA's outstanding background in school, as a law clerk to a Supreme Court Justice, as an Illinois State Legislator and U.S. Congressman speaks for itself. MIKVA is held in high regard by his peers.  stated that he considered that MIKVA had an excellent temperament for a Judge and that his integrity and ability were of the highest quality.

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 advised that he knew nothing that would reflect unfavorably about MIKVA or his family. He concluded by stating that he considered MIKVA an exceptional choice for the position of Judge, for the U.S. Court of Appeals.

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REFERENCE

Common Cause
2030 M Street, N.W.
Washington, D.C.

The following investigation was conducted by SA
[redacted] on March 23, 1979:

[redacted] stated that he met MIKVA about 1971, while he was a [redacted] for Common Cause. [redacted] described MIKVA as the epitome of a public servant. He advised that the applicant is articulate and an excellent writer. Temperamentally, [redacted] described MIKVA as calm, analytical and objective. He takes a moderating, thoughtful approach to controversial issues.

[redacted] advised that MIKVA is very intelligent and impartial. He stated that the applicant is of the highest moral quality and that he knows nothing derogatory about MIKVA. He highly recommended the applicant for this judicial position of trust.

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Bar Association Officials

The following investigation was conducted by
SA [redacted] at Washington, D.C., on March 23, 1979.

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ROBERT WINEBERG, President, District of Columbia Bar (Unified), 839 17th Street, N.W., advised he is acquainted with the applicant by his reputation as Congressman from Illinois. WINEBERG was of the opinion MIKVA has an excellent reputation with a fine knowledge of the law. WINEBERG was of the opinion the applicant would be well qualified for the position as an Appeals Court Judge and recommended him for the position.

JAMES BIERBOWER, President, Bar Association of the District of Columbia, 1625 K Street, N.W., advised he was not acquainted well enough with the applicant to comment.

J. CLAY SMITH, President, Washington, D.C. Bar Association, 1666 K Street, N.W., advised he was not acquainted well enough with the applicant to comment.

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Religious Leaders

On March 23, 1979, the following religious leaders were contacted by SA [] and advised they could not comment regarding the applicant inasmuch as they were not familiar with him:

Rabbi STANLEY RABINOWITZ
Adas Israel Congregation
2850 Quebec Street, N.W.,
Washington, D. C.

[] Executive Vice President
1300 Massachusetts Avenue,
Washington, D. C.

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THOMAS C. KELLY, General Secretary
U. S. Catholic Conference
1312 Massachusetts Avenue,
Washington, D. C.

[]
Washington Cathedral
Wisconsin & Massachusetts Avenue,
Washington, D. C.

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MISCELLANEOUS

On March 23, 1979, SC [] determined that the records of the Personnel Office, Administrative Office of the United States Court, contained no additional pertinent information concerning the applicant.

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POLICE CHECKS

On March 23, 1979, SC [redacted] determined that no arrest record was contained in the Metropolitan Police Department files concerning the applicant, [redacted]

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It is to be noted that at all times an indefinite number of unidentified records are out of file and not available for review.

On March 23, 1979, SC [redacted] determined that no record was contained in the Department of Transportation, Department of Motor Vehicles, Government of the District of Columbia files concerning the applicant, [redacted]

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On March 23, 1979, SC [redacted] searched the files of the U. S. Park Police and no identifiable Adult Criminal or Traffic records could be located regarding the applicant [redacted]
[redacted]

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On March 23, 1979, SC [redacted] caused a search to be made of the files of the following organizations concerning bar membership and no record was found for the applicant.

Lawyers Register, U.S. District Court for the District of Columbia.

The records of the Supreme Court of the United States disclosed the applicant was admitted to practice before this court on June 6, 1960, and is in good standing.

On March 23, 1979, SC [redacted] caused a review of the records of the District of Columbia Bar (D.C. Unified Bar) which disclosed that the applicant was admitted to practice before this bar on December 8, 1978, and is presently an inactive member in good standing. The records further disclosed that there have been no complaints filed against the applicant.

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MISCELLANEOUS

Library of Congress

On March 23, 1979, SC [] reviewed
the main card index, at the Library of Congress, which
revealed no record concerning the applicant.

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FM Chicago

TO DIRECTOR IMMEDIATE

HOUSTON IMMEDIATE

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ABNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS,
DISTRICT OF COLUMBIA CIRCUIT, BUDED MARCH 29, 1979,
WITHOUT FAIL (B).

APPLICANT IS CURRENTLY UNDER CONSIDERATION FOR
CAPTIONED FEDERAL JUDGESHIP. LISTED AS AN ACQUAINTANCE
OF APPLICANT IS [REDACTED]

[REDACTED] ILLINOIS. INVESTIGATION AT CHICAGO, ILLINOIS,
REVEALED THAT [REDACTED] IS AN ATTORNEY INVOLVED IN A TRIAL

IN [REDACTED] TELEPHONE
NUMBER [REDACTED]

HOUSTON INTERVIEW [REDACTED] RE APPLICANT.

BT

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RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
Dep. AD Inv.	_____
Asst. Dir.:	_____
Adm. Serv.	_____
Crim. Inv.	_____
Ident.	_____
Intell.	_____
Laboratory	_____
Legal Coun.	_____
Plan. & Insp.	_____
Rec. Mgnt.	_____
Tech. Servs.	_____
Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

Cap Sec & Spce
Inq Section
X823 JHE TL 251

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NOT RECORDED
22 SEP 27 1979

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ALEXANDRIA	OFFICE OF ORIGIN BUREAU	DATE 3/29/79	INVESTIGATIVE PERIOD 3/21/79-3/26/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA [redacted]	TYPED BY mam
		CHARACTER OF CASE DEPARTMENTAL APPLICANT JUDGE UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT	

REFERENCE: WFO teletype to Alexandria, 3/21/79.

-P-

ADMINISTRATIVE:

All individuals contacted were apprised of the provisions of the Privacy Act and those requesting confidentiality have been so noted.

LEADS:

ALEXANDRIA

AT ALEXANDRIA, VIRGINIA. Will report results of Central Intelligence Agency check and neighborhood investigation promptly when received.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT-TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
APPROVED <i>[Signature]</i>						SPECIAL AGENT IN CHARGE	
COPIES MADE:						DO NOT WRITE IN SPACES BELOW	
3 - Bureau 1 - Alexandria (77-5482)						77-137689-25 NOT RECORDED 7 MAR 30 1979 <i>Photo</i> CC TO Wt. STAFF RR 8/12/94 AUG 17 1994 S BY <i>[Signature]</i>	
Dissemination Record of Attached Report						Notations	
Agency							
Request Recd.	1 cc - Office of Associate Attorney General						
Date Fwd.	4-11-79						
How Fwd.							
By							

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:

SA [REDACTED]

Office: Alexandria, Virginia

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Date:

3/29/79

Field Office File #:

77-5482

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE

Synopsis:

UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

Alexandria, Fairfax County, Arlington County Police
Department checks found favorable. Prince William
County credit check found favorable.

-P-

DETAILS:ARREST CHECKS

Special Clerk [REDACTED] caused a search to
be made of the files of the Alexandria, Virginia, Police De-
partment, and was advised on March 23, 1979, that no record
was located concerning the applicant.

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Special Clerk [REDACTED] caused a search to
be made of the files of the Arlington County, Virginia, Police
Department, and was advised on March 23, 1979, that no record
was located concerning the applicant.

AX 77-5482

ARREST CHECK

Special Clerk JAMES W. GARTEN, JR., caused a search to be of the files of the Fairfax County, Virginia, Police Department, and was advised on March 27, 1979, that no record was located regarding the applicant. It is to be noted that in applicant matters only class 3 and 4 misdemeanors are available.

CREDIT CHECK

On March 26, 1979, Special Clerk JAMES W. GARTEN, JR., caused a search to be of the files of the Credit Bureau of Prince William County, Incorporated, Post Office Box 232, Manassas, Virginia, which covers Washington Metropolitan area and was advised the files contained no derogatory record regarding the applicant.

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P 292145Z MAR 79

FM HOUSTON (77-6965) (P)

TO DIRECTOR PRIORITY

CHICAGO (77-22636) PRIORITY

BT

UNCLAS

ABNER J. MIKVA, DAPLI, JUDGE, U.S.COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT, BUDED MARCH 29, 1979, WITHOUT FAIL (B).

ATTEMPT TO CONTACT APPLICANT'S ACQUAINTANCE, [REDACTED]

AT [REDACTED] DETERMINED [REDACTED] IS

ENROUTE VIA AIRPLANE TO INTERVIEW WITNESS IN CONNECTICUT

AND ARIZONA AND WILL NOT RETURN TO HOUSTON UNTIL APRIL 2, 1979.

HIS WHEREABOUTS DURING THAT PERIOD OF TIME WOULD BE DIFFICULT TO PINPOINT.

UACB, HOUSTON WILL INTERVIEW [REDACTED] AT HOUSTON ON APRIL 2,

1970.

BT

79 MAR 79 21

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Serv. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____

Dep Sec & Spec
Int Sec & Spec

8825 JEN TL# 231

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77-137689-26

NOT RECORDED

22 SEP 27 1979

57 OCT 18 1979

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE CHICAGO	OFFICE OF ORIGIN BUREAU	DATE 3/30/79	INVESTIGATIVE PERIOD 3/19/79 - 3/28/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY cal
		CHARACTER OF CASE DAPLI U.S. COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT	

REFERENCE: Bureau teletype to Chicago, 3/15/79.

-RUC-

ADMINISTRATIVE

Where appropriate, Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CON VIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
APPROVED <i>JEO/BM</i>						SPECIAL AGENT IN CHARGE		
COPIES MADE: ③ - Bureau 1 - Chicago (77-22636)						DO NOT WRITE IN SPACES BELOW <i>77-137681-251</i>		
Dissemination Record of Attached Report						Notations		
Agency						<i>Photocopy staff</i> <i>8/12/94</i> <i>SLC/ides</i>		
Request Recd.								
Date Fwd.								
How Fwd.								
By								

ADMINISTRATIVE (Cont.)

A dead file (CG 100-31908) was established in the Chicago Office on March 1, 1956, to collect information apparently referring to applicant. This was based on an article which appeared in the February 8, 1956, issue of Hyde Park Herald, announcing that ABNER MIKVA, 1105 Hyde Park Boulevard, a young lawyer, was seeking the Democratic nomination for state representative of the 23rd District (to the Illinois Legislature) and was being backed by a coalition of labor and independent groups spearheaded by the Independent Voters of Illinois (IVI). This memorandum includes file reference CG 44-221-615, page three (3), which was a copy of a report from the Security Unit of the Chicago Police Department regarding activities in the Trumbull Park area (not described) on July 25, 1954.

[redacted] described as a member of American Civil Liberties Union (ACLU), was observed in a vehicle registered to A.J. MIKVA (ABNER), 1105 East Hyde Park. Their files reflected that ABNER MIKVA was vice-chairman and later co-chairman of the University of Chicago (UOC) chapter of ACLU in 1949. He addressed the South Side Committee for the Bill of Rights, according to the "Daily Worker" dated December 6, 1953, and he was a member of the Board of Directors of the IVI in 1954. Another file reference (in this memorandum establishing the dead file) was from CG 100-18957-253 reporting from a local UOC school newspaper that ABNER MIKVA signed a petition to the Mayor of New York complaining of discriminatory activities against students of the City College of New York. Another reference CG 100-3466-64, page 37, reported ABNER J. MIKVA as a member of the National Lawyers Guild (NLG) as of 1949. And the last file reference in that memo was CG 100-28680-1A5, in which a former PSI furnished a two page letter on the letterhead of North Side Council for the Bill of Rights dated February 10, 1954, which said ABNER J. MIKVA, formerly of Justice SHERMAN MINTON's office, gave a very scholarly and factual presentation of some of the principle effects of the McCarran-Walters Act. MIKVA said how the Act violates basic American Democratic principles.

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CG 77-22636

ADMINISTRATIVE (Cont.)

The remainder of this file is mostly informant reports of various CP or fringe organizations in which members refer to MIKVA as a candidate for public office or a potential speaker against the war. A few examples are set out below:

INFORMANTS

T-SYMBOL

SOURCE

LOCATION

T-1

T-2

T-3

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Confidential sources familiar with some CP. USA. activity in the Chicago area are [redacted] and [redacted] both contacted by SA [redacted] on March 28, 1979.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]

Office: Chicago, Illinois

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Date:

March 30, 1979

Field Office File #: 77-22636

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT, UNITED STATES COURT
OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Applicant attended University of Chicago Law School from 1948, to 1951, and graduated cum laude, fourth in a class of 87. Employment verified except part-time college employments while student. College professor, former law associates, fellow law school instructors, co-counsel and opposing counsel, neighbors, professional associates, representatives of ethnic, labor, law enforcement, political, and religious organizations (who know him) and Federal judges mostly recommend the applicant highly. A few feel he should have broader experience as a practicing lawyer or trial judge before going on the appellate bench and some hesitate to recommend him because of difference in political philosophy. Voluminous newspaper articles refer to applicant. Credit satisfactory. No arrest record.

CG T-1 advised in 1956, that a member of Hyde Park Housing and Political Action Club (HPHAC), Communist Party, United States of America (CP, USA), indicated in a meeting of HPHAC that MIKVA thinks as we do, accepted CP support and will return the favor if elected. CG T-1 advised in 1963, at a meeting of what appeared to be CP members, one of the members indicated that MIKVA is a liberal and working with us.

CG 77-22636

CG T-2 advised in 1964, at a meeting of State Board, CP of Illinois, a member indicated, the Illinois District should try to form a progressive block in the Illinois Legislature around representative MIKVA and another representative.

CG T-2 advised on March 4, 1968, concerning a CP meeting held on March 1, 1968, in Chicago. They discussed problems of Democratic Party choosing MIKVA to run for Congress and some felt they should run their own candidate.

CG T-3 advised during 1970, meeting of the Illinois CP State Committee members were urged to support MIKVA.

On March 28, 1979, confidential sources advised applicant not member of CP, USA, even though the CP has supported him for public office.

-RUC-

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CG 77-22636

JGB/jar

1

EDUCATION

University of Chicago
Law School
Chicago, Illinois

On March 28, 1979, [redacted] Registrar, advised that the applicant attended the University of Chicago Law School from the Autumn semester of 1948 through June 15, 1951, when he graduated cum laude with a grade point average of 79.83 out of a possible 90. The applicant graduated fourth out a class of 87. There were no disciplinary actions noted in the file and [redacted] could furnish no further information regarding the applicant.

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On March 27, 1979, [redacted] Administrative Assistant, Dean's Office, advised that most of the current professors at the University of Chicago would have been contemporaries of the applicant and that the only individuals currently at the Law School who might have been professors while the applicant was a student would be [redacted]
[redacted]

On March 27, 1979, Professor [redacted] advised that he recalled the applicant to have been a fine student who was respected by faculty and students alike. [redacted] advised that he knew of nothing which would reflect adversely on the applicant's character, reputation, loyalty or associates and stated that the applicant was a quick and perceptive student who displayed a great capacity to deal with legal problems. Based on his limited knowledge of the applicant [redacted] highly recommended the applicant for a position on the Federal Bench.

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On March 27, 1979, Professor [redacted] advised that he was not a professor at the time the applicant was attending the University of Chicago Law School.

CG 77-22636

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Employment

University of Chicago
Chicago, Illinois

On March 26, 1979, [] Statistical Records Clerk, Office of the President, University of Chicago, advised that she could locate no records of the applicant's employments as a waiter at Ida Noyes Hall from October, 1948 to June of 1949, or as a Legal Researcher from April, 1954, until July, 1954. The records reflect that the applicant was a guest lecturer from January through March of 1956, and again from April through June of 1958. [] advised that the following background information regarding that employment was noted in the file. The applicant was born January 21, 1926 in Milwaukee, Wisconsin, received a Juris Doctorate from the University of Chicago in 1951, and resided at 1105 East Hyde Park Boulevard, Chicago, Illinois, at the time of his employment. [] advised that there was not further information regarding the applicant or his employments in file.

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EMPLOYMENT

Devoe, Shadur, and Krupp
208 South LaSalle
Chicago, Illinois

The following investigation was conducted by Special Agent (SA) [redacted] at Chicago, Illinois:

On March 22, 1979, [redacted] the law firm of Devoe, Shadur, and Krupp, Suite 1200, 208 South La Salle Street, Chicago, Illinois, advised that he first met Abner Mikva during the mid-1950s, when [redacted] was introduced to Mikva by a member of another law firm, for whom [redacted] was then employed. At that time, Mikva was involved in State of Illinois politics in which [redacted] was also interested. [redacted] subsequently came to work for the law firm of Devoe, Shadur, Mikva, and Plotkin, and was in daily contact with Mikva until 1969, when Mikva left that firm. [redacted] advised that the exact dates on which Mikva began and ended his association with that law firm are not available since those records are in storage. However [redacted] is certain from his conversations with other members of the firm, that Mikva was employed there from 1952 to 1969. [redacted] advised that Mikva has an excellent reputation for integrity and good moral character. During [redacted] association with Mikva, he observed Mikva to be fair, even tempered, and free from biases against any class of citizens or religious or racial groups. He stated that Mikva is in good physical and mental health to the best of his knowledge, and has no bad habits. [redacted] stated that Mikva has demonstrated time and again his commitment to equal justice under the law for all persons and he has also demonstrated outstanding legal ability and competence in his field. He described Mikva as very intelligent and capable of handling complex legal matters and having an unusual aptitude for legal scholarship. [redacted] advised that Mikva voluntarily left the law firm in 1969 after he was elected to the U.S. House of Representatives. He left to devote full time to his responsibilities in the House of Representatives and to avoid any possible conflict of interest that might otherwise arise. Based on his many years of association with Mikva, [redacted] highly recommended Mikva for appointment to the U.S. Circuit Court of Appeals.

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On March 22, 1979, [redacted] in the law firm of Devoe, Shadur, and Krupp, Suite 1200, 208 South La Salle Street, Chicago, advised he has been a full time member of that firm since 1967. [redacted] worked on a part-time basis for the firm beginning in 1964, and met Abner Mikva in 1965. [redacted] has not personally met with Mikva for the past couple years, but based on his previous association with him, he described Mikva as a man of good moral character, whose integrity is above suspicion. He stated that Mikva has an excellent reputation in the legal community, and has never evidenced any religious or racial bias. Mikva has no known physical or mental disabilities, and is a very out-going, intelligent individual. [redacted] described Mikva as being very effective in whatever he does and is flexible and receptive to new ideas and concepts. Mikva has outstanding legal ability and competence and is capable of handling the most complex legal problems. Based on his knowledge of Mikva, [redacted] highly recommended Mikva for appointment to the U.S. Court of Appeals.

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On March 22, 1979, [redacted] in the law firm of Devoe, Shadur, and Krupp, Suite 1200, 208 South La Salle Street, Chicago, advised he met Abner Mikva when he [redacted] interviewed for employment with that law firm in February, 1961. [redacted] had almost daily contact with Mikva until 1968, when Mikva was elected to the U.S. House of Representatives. Mikva withdrew from the law firm shortly thereafter. Since then [redacted] has had occasional contact with Mikva, primarily at the temple, which [redacted] attends, where Mikva has appeared as a speaker. [redacted] described Mikva as a man of excellent moral character, whose reputation is above reproach. He is honest, even tempered, and industrious in the performance of his duties. Mikva appears to be in good physical and mental health, and suffers from no known disabilities or impairments. Mikva possesses a keen knowledge of the law and its applications and is extremely competent. [redacted] does not believe Mikva will experience any ability in transferring from the legislative branch to the judicial branch of government. [redacted] will be sorry to lose him as a

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Congressman, but believes that Mikva will make a fine judge. [] highly recommended Mikva for appointment to the U.S. Court of Appeals.

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On March 21, 1979, Attorney Robert Plotkin, Suite 1818, 332 South Michigan Avenue, Chicago, formerly a partner in the law firm of Devoe, Shadur, Mikva and Plotkin, advised he first met Abner Mikva in 1954 following Plotkin's graduation from the University of Chicago Law School. At that time, Plotkin applied to Mikva's law firm for employment. About six months later, Plotkin entered the military service and did not return to the law firm until November, 1958. Plotkin was associated with Mikva in the practice of law until Mikva left the firm after being elected to the U.S. House of Representatives. Mikva withdrew from the law firm to avoid any possible conflict of interest problems, which might result from being a Congressman and also a member of the firm. Plotkin advised that Mikva has an excellent reputation in the legal community for integrity, good character and common sense. Mikva is fair, even tempered, and has never expressed any bias against any class, citizens, or any religious or racial group. Mikva is in sound physical and mental health, and is committed to equal justice under the law. During the years he practiced the law, Mikva demonstrated outstanding legal ability and competence and has an aptitude for legal scholarship, as demonstrated by the fact that Mikva was Editor for the University of Chicago Law Review while attending that school. Mikva has the ability to handle complicated trial proceedings, and can communicate in an expert manner under all situations. Plotkin believes that the transition from the legislative branch to the judicial branch of government will require an adjustment by Mikva, however, Plotkin is confident that Mikva can handle it. Mikva is familiar with the judicial environment, having served as a clerk after graduation from Law School, for Supreme Court Justice Mitton. Plotkin believes Mikva will make a fine public servant, and he highly recommends Mikva for appointment to the U.S. Court of Appeals.

On March 22, 1979, Milton Shadur, partner in the law firm Devoe, Shadur, and Krupp, Suite 1200, 208 South La Salle Street, Chicago, advised that he has known Abner Mikva for about 28 years, having first met him in law school at the University of Chicago. After graduating from law school, Mikva served as clerk for U.S. Supreme Court Justice Minton, and after that, applied to join the law firm which became Devoe, Shadur, Mikva, and Plotkin. Mikva remained with the law firm until 1969, when he began his duties as a member of the U.S. House of Representatives. Shadur described Mikva as being a man of outstanding legal ability and competence, who has the potential of becoming an outstanding judge. Mikva became involved in political affairs early in his career, and was elected to the Illinois State Assembly in 1956, where he served five terms. Shadur described Mikva as outgoing and as being an activist, and therefore he will have to make an adjustment to the judicial role, which is more confining and passive. Shadur has every confidence that Mikva can make the transition and may, in fact, welcome the change. Shadur stated that Mikva is even tempered, well balanced, and can "roll with the punches." He appears to be in good health, both mentally and physically. He has never demonstrated any bias against any class of citizens because of religious or racial origin, and Shadur believes Mikva will make an outstanding judge for the U.S. Court of Appeals. Shadur stated, however, that he did not believe that he should make a recommendation concerning Mikva, because he, Shadur, had been approached by the Selection Committee, to determine whether he would accept the same appointment if it were offered to him.

On March 22, 1979, Carl Devoe, partner in the law firm of Devoe, Shadur, and Krupp, Suite 1200, 208 South La Salle Street, Chicago, advised he has known Abner Mikva since 1952, when Mikva joined his law firm, after completing his clerkship with U.S. Supreme Justice Minton. Devoe came to know Mikva very well, and regards himself as Mikva's mentor and advisor concerning Mikva's decisions regarding his future in the legal profession and in politics during those formative years. Devoe assisted Mikva in his first political

efforts, which resulted in his election to the Illinois State Assembly. Devoe encouraged Mikva to begin his political career as an independent (not affiliated with either major political party) and was instrumental in raising funds from other independents in the Chicago area for his first campaign. Mikva registered very well with the community and was elected. During his first term as an Illinois Assemblyman, Mikva was voted the outstanding Freshman legislator. After so establishing his political base, one of the major parties rushed to endorse him after that. Mikva has never needed vested interest to support him, which was evidenced by the fact that when the boundaries of his district were changed, Mikva still had the grassroots support to get re-elected to the U.S. House Representatives. Devoe stated that Mikva is still basically independent in his attitude and deals with the needs of the community and follows the dictates of his conscious. Devoe is acquainted with Mikva's family, whom he described as exceptional in that they supported Mikva throughout his career, even though it meant putting aside many material comforts. Devoe described Mikva as a true intellectual, who is always searching for the truth. He has an background in economics and accounting and could have had an outstanding career as a lawyer. Mikva is in sound physical and mental health, and has no disabilities or impairments. Devoe has no doubt that Mikva can make the transition from the legislative to the judicial branch, because Mikva is the not the ordinary politician, and because he kept his legal tools sharpened through the years. In addition, Mikva has a great capacity to work, Mikva has a strong committment to equal justice under the law, and is strongly motivated by his feelings and concerns for the rights of the individual. Based on his knowledge and close association with Mikva through the years, Devoe highly recommended Mikva for appointment to the U.S. Court of Appeals.

D'Ancona, Pflaum, Wyatt and Riskind
30 North La Salle Street
Chicago, Illinois

The following investigation by Special Agent
(SA) [redacted] on March 21, 1979.

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BYRON MILLER, Senior Partner, advised his records indicate the applicant, born January 21, 1926, was a partner in captioned firm from January 1, 1973 to December 31, 1974. MILLER described the applicant as "one of the finest human beings I have known" and an able, pragmatic person. He stated that a measure of the applicant's ability is apparent in the applicant's success in winning election to public office without any support from regular party organizations. He advised the applicant is not only the acknowledged leader of independent politicians in the Chicago area but is also effective,

MILLER has known the applicant since the early 1950's and recalled that the applicant was a law clerk for United States Supreme Court Justice SHERMAN MINTON immediately after the applicant's graduation from law school.

MILLER advised that the captioned firm conducts litigation in corporate, financial, and real estate matters. The applicant, as a partner in the firm, handled trials and appeals in both state and Federal courts, and demonstrated a "very high order" of legal ability.

MILLER advised that he is acquainted with several judges of the United States Court of Appeals, and he believes the applicant's ability compares favorably with other judges. He stated the applicant could deal with complex legal problems far better than most judges.

MILLER advised the applicant is patient and listens to both sides of an argument before forming an opinion. He believes the applicant's health is good as

demonstrated by the "rugged schedules" maintained by the applicant during his political campaigns.

MILLER advised the applicant has no known bias against any class of citizens based upon religious or racial considerations. He knows nothing adverse regarding the applicant's character, reputation, loyalty, or choice of associates and believes the applicant's family enjoys a good reputation.

MILLER advised that broad constitutional questions are brought to the United States Court of Appeals in the District of Columbia, and he believes the applicant is one of the few persons with the necessary background and ability to handle these matters. He highly recommended the applicant for appointment as a judge to that court.

EDWIN H. GOLDBERGER, Senior Partner, advised he has known the applicant since they were both students at the University of Chicago Law School, although not in the same class. He stated the applicant possesses a high degree of integrity and has an excellent reputation. He has no reason to question the applicant's loyalty or his choice of associates.

GOLDBERGER did not work closely with the applicant at the firm, but based upon conversations with the applicant and the applicant's record both in law school and in Congress, GOLDBERGER believes the applicant has a "first class mind" and is capable of handling the most complex legal issues.

GOLDBERGER advised the applicant is a cordial, courteous person and he has never observed the applicant lose his temper. GOLDBERGER stated that the applicant has no bias against any group of citizens, and would be committed to the principle of equal justice under the law. He is not aware that the applicant has any health problems, and noted that the applicant has always operated "at a very high energy level" both in the practice of law and as a Congressman.

GOLDBERGER highly recommended the applicant for appointment as a judge of the United States Court of Appeals.

ALAN L. REINSTEIN, Senior Partner, advised he has known the applicant since 1956, and worked closely with him when the applicant was a partner in the captioned firm. REINSTEIN described the applicant as a hard worker, highly intelligent, responsible, possessing keen analytical powers, and a high order of legal ability. He stated the applicant has absolutely the highest integrity and in REINSTEIN's opinion, the applicant is a unique public figure in that he is truly selfless. REINSTEIN stated that the applicant has held pivotal positions of power in law firms, state and Federal legislatures, but continues to live in modest circumstances of middle class respectability. This indicates to REINSTEIN that the applicant is not a self-seeking person.

REINSTEIN stated that the applicant is a keen lawyer and always negotiated on behalf of his clients in an aggressive, yet responsible manner. However, with regard to his own compensation, the applicant always deferred to the judgment of his partners and was easily satisfied with any arrangement.

REINSTEIN advised the applicant has a good reputation and in several hotly contested political campaigns, no hint of scandal ever touched the applicant. REINSTEIN observed that the applicant's fund raising in his political campaigns was always aimed at gathering small contributions from many rather than large amounts from a few.

REINSTEIN stated he has never heard the applicant raise his voice and has found him to be even-tempered, stable, level-headed, kindly, and courteous. He stated the applicant has demonstrated physical stamina in his political campaigns and believes the applicant has no health problems.

REINSTEIN stated the applicant has no biases and is fair-minded. He believes the applicant would act in the interests of the common good rather than serve parochial interests. He further believes that the applicant could handle the most complex issues that might come before him and recommended the applicant "enthusiastically" for appointment as a judge on the United States Court of Appeals.

[redacted] advised his first personal knowledge of the applicant came when the applicant joined captioned firm. [redacted]

[redacted] had occasion to work closely with the applicant. Trials conducted by the applicant were done so jointly with [redacted] or under [redacted] supervision.

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[redacted] stated the applicant did excellent work in the preparation of his cases, analysis of legal questions and in his factual presentations. [redacted] found the applicant's court room arguments were forthright, judicious, and based upon the facts and the law. He believes the applicant is "more than competent" to handle the most complex legal issues that might arise.

[redacted] stated he was impressed by the fact that the applicant had not practiced law for sometime before joining [redacted] firm, and yet was still a good advocate. [redacted] stated the applicant is a student of the law and possesses the skills and experience that make him most qualified for a judicial post. [redacted] believes the applicant regards the practice of law as a profession rather than a business.

[redacted] advised the applicant possesses "the highest" moral character and an excellent reputation. He has no reason to question the applicant's loyalty or his choice of associates.

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[redacted] advised the applicant possesses patience and understanding, the two qualities [redacted] believes most important in a judge. He has never heard the applicant make any remark indicating bias against any group of citizens, and he believes the applicant would be committed to the principle of equal justice for all.

[] stated the applicant's family enjoys a good reputation and the applicant's wife is employed as a school teacher.

[] recommended the applicant for appointment as a judge in the United States Court of Appeals, and observed that the applicant "is the type of person I'd like to see on the bench".

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[] advised that he has known the applicant since 1950, and believes him to be of excellent character and reputation. [] has no reason no question the applicant's loyalty or his choice of associates.

[] stated the applicant is a brilliant attorney with a fine temperament for a judicial position. [] does not believe the applicant would be biased against any class of citizens and recommended him for appointment to the United States Court of Appeals.

CG 77-22636

PLT/tam

1

Northwestern University Law School
357 East Chicago Avenue
Chicago, Illinois

The following investigation was conducted by SA

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[redacted]
On March 22, 1979, [redacted] to the Dean furnished the employment record of Abner J. Mikva, date of birth January 21, 1926, Social Security Account number 394-16-5242. The record disclosed that Mikva was employed as a lecturer from September 1, 1973, to January 31, 1974, and from February 1, 1975, to May 31, 1975. The record contained no other pertinent information.

On March 22, 1979, James A. Rahl, Professor, advised that he was formerly Dean of Northwestern University Law School and engaged the applicant to teach the course "Legislative Process" during the period from 1972 to 1975. Rahl stated the applicant was not continuously employed by the school during that period and the position was of a part-time nature since the applicant lectured only three times a week.

Rahl described the applicant as being very able, reliable and "an admirable man." He advised that the applicant has a good reputation and he has no reason to question the applicant's loyalty. Rahl believes the applicant was highly regarded by both the faculty and students at the school.

Rahl stated that he knew the applicant as a practicing Attorney and as a member of the Illinois legislature. Rahl was chairman of a Chicago Bar Association Committee and had occasion to testify on a legislative matter before the Illinois House Judiciary Committee at the time that the applicant was chairman of that committee. Based upon his contacts with the applicant, Rahl believes him to be an able, bright attorney with strong analytical powers. He believes the applicant has the ability to handle the most complex cases that might come before him.

Rahl advised the applicant is a gentleman, polite and even-tempered. Rahl is not aware that the applicant holds a bias against any class of citizens and is of the opinion that any such bias would have been revealed long ago during the applicant's extensive public service.

Rahl advised he knew nothing unfavorable regarding the applicant's choice of associates or his personal habits. In addition, he knows of nothing connected with the applicant's financial affairs or past personal conduct which might later cause embarrassment if the applicant were appointed to a judicial position. He noted that the applicant lives in a modest fashion and has a reputation for honesty and frugality.

Rahl advised that applicant, while a member of the Illinois legislature, was appointed by former Governor Dan Walker to a three man committee on ethics. Rahl was also appointed as a member of this committee which was established to make recommendations for all new set of rules governing the reporting of personal financial information by persons under consideration for appointment to state positions by the Governor. Rahl stated this committee operated at the direction of the Governor and not as a function of the Illinois legislature. Rahl advised that appointment of the applicant to this committee is indicative of his reputation for integrity.

Rahl recommended the applicant for appointment as a judge on the United States Court of Appeals.

On March 22, 1979, Professor Francis O. Spalding advised he knew the applicant during the time the applicant was a lecturer at Northwestern University Law School. Spalding was an associate dean at the time and helped the applicant with administrative matters at the school. Spalding's contacts with the applicant were generally limited to discussions of administrative matters and he did not develop a close personal association with the applicant.

Spalding stated his impression of the applicant is that he is an exemplary member of the bar and of the United States Congress. Spalding has heard nothing but favorable comments from others about the applicant and has no reason to question his loyalty.

Spalding has only "second hand" information on the applicant's legal ability but noted that the applicant held an important position on the University of Chicago Law Review and was also a partner in a respected law firm. Spalding advised that the applicant's reputation as a practicing attorney is a good one.

Spalding said the applicant as an Illinois State and Federal legislator has represented districts having many ethnic and racial groups. He believes it unlikely that the applicant could have concealed a bias toward any group of citizens during his many election campaigns.

Spalding has no information that the applicant's appointment as a judge to the United States Court of Appeals would result in any conflict of interest and he highly recommended the applicant for that appointment.

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PLT/sjp

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On March 23, 1979, State Senator Dawn Clark Netsch of the 13th Legislative District of Illinois, was contacted at the captioned law school where she is a professor on the faculty. Netsch stated she has known the applicant since 1957, both as a colleague at the law school and because of their political activities.

Senator Netsch advised she has nothing but the highest regard for the applicant who is highly respected for his intellectual capacity and his high ethical standards. She considers his character to be "the tops" and has no reason to question the applicant's loyalty or his choice of associates.

Senator Netsch advised the applicant is not biased against any group of citizens, nor is he "doctrinaire" in his opinions. She believes he has a "marvelous sense of fairness" and the ability to handle the most complex matters which might come before him. Senator Netsch recommended the applicant for appointment to the United States Court of Appeals, adding that the applicant is "one of the best possible choices" for that position.

Chicago Bar Association (CBA)
29 South LaSalle Street
Chicago, Illinois

Agent (SA) [redacted] Clerk, advised Special [redacted] from a record card on March 27, 1979, that the applicant is a current member in good standing of the CBA.

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There are no grievances or unfavorable information listed against him.

He was licensed by the State of Illinois on November 19, 1951.

Mr. N. A. Giambalvo, Attorney and President of the CBA, advised SA [redacted] on March 29, 1979, that he is not personally or professionally acquainted with the applicant.

He advised he was not in a position to make any type of recommendation regarding the applicant.

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Illinois Attorney Registrations (IAR)
203 North Wabash Avenue
Chicago, Illinois

SA [redacted] Administrator, advised SA [redacted] on March 28, 1979, that the files of the IAR contain no grievances or unfavorable information on the applicant.

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DJH/apt

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PROFESSIONAL ASSOCIATES

The following investigation was conducted by
Special Agent (SA) [redacted] at Chicago,
Illinois:

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On March 26, 1979, State Representative Harold Katz, 7 South Dearborn, Chicago, Illinois, telephone number 263-6330, with residence at 1180 Terrace Court, Glencoe, Illinois, advised that he has known Abner J. Mikva since 1947, when they attended law school together. Katz maintains social, professional and political contact with Mikva and estimated that they saw each other monthly.

While in law school, Mikva was editor of the Law Review in addition to being an outstanding student. Katz advised that Mikva has maintained this state of excellence throughout his law career and also as a State Representative in Illinois, and as a United States Representative to Congress.

Katz described Mikva as an individual with upstanding integrity and character. Mikva possesses a great deal of common sense and is very even-tempered. Mikva has never been known to be biased against any class of citizen, religious or racial group. Katz also believed that Mikva was in excellent physical and mental health.

Katz advised that Mikva possesses a great deal of legal ability and that his legal experience has more than adequately prepared him for a position as a U.S. Court of Appeals Judge. Katz described the applicant as being very competent and having the ability to manage any complicated trial proceedings.

Katz recommended that Abner Mikva be considered favorably for a position of U.S. Court of Appeals Judge.

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DDD/smg

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The following investigation was conducted by Special Agent (SA) [redacted] on March 26, 1979, at Evanston, Illinois:

[redacted] advised that he has known the applicant for at least ten years both on a professional and social basis. He described the applicant as "one of the finest men I've ever known" and believes the applicant's character, reputation and morals are impeccable. He has absolutely no reason to question the applicant's loyalty to the United States:

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[redacted] advised that the applicant has every qualification needed by a Federal Judge and most importantly the applicant is a "fine, decent human being." He advised that he has known the applicant's family and holds every member in the highest esteem. He stated the applicant is a devoted family man. He stated that the applicant has no prejudices which would preclude him from making bias decisions. He had the highest regard for the applicant and gave the highest recommendation for the applicant for the position of United States Court of Appeals Judge.

Rabbi DAVID POLISH, Beth Emèt the Free Synagogue, 1224 Dempster, Evanston, Illinois, advised that he has known the applicant for approximately twelve years. He described the applicant's character, associates, reputation, loyalty and morals as being outstanding and unquestionable. He advised the applicant is in excellent health. He advised that the applicant has never displayed any type of prejudices. He advised that he considers the applicant to be a man of integrity, intelligence and a very creative person. He advised the applicant is very enthusiastic in

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2

all his undertakings and has a great sense of community pride. Rabbi POLISH stated that he would have no hesitation whatsoever in recommending the applicant for the position of United States Court of Appeals Judge.

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RPK/cjb

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Co-Counsel

On March 26, 1979, at Chicago, Illinois [redacted]
[redacted] was interviewed by SA [redacted]
[redacted] concerning the candidacy of Abner J. Mikva for Judge
of the U.S. Court of Appeals, District of Columbia Circuit.
[redacted] advised he has known Mr. Mikva for approximately 20
years, however he has not had any personal or social contact
with Mr. Mikva for the past two years. [redacted] advised in his
opinion Mr. Mikva possesses and has a reputation for integrity,
good character, and common sense. Mr. Mikva is a fair,
experienced and even tempered attorney and has never demonstra-
ted any bias against any religious or racial group. Mr. Mikva
is of sound physical and mental health. Mr. Mikva has also
demonstrated a commitment to equal justice under the law as
he possesses and has demonstrated outstanding legal ability and
competence. Mr. Mikva has had substantial legal experience
thereby allowing him to deal with complex legal problems. He
has demonstrated an aptitude for legal scholarship and writing
and possesses familiarity with courts and their processes. In
the past, Mr. Mikva has demonstrated to [redacted] an ability to
weigh conflicting testimony and make factual determinations and
to communicate skillfully with jurors and witnesses. At this
point [redacted] advised he has, in the past, been involved with
Mr. Mikva in various legal proceedings in which Mr. Mikva has
demonstrated many of these qualities. [redacted] concluded he would
very highly recommend Mr. Mikva for the position of U.S. Court
of Appeals Judge.

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CG 77-22636

RPK/cjb

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On March 26, 1979, at Chicago, Illinois. James Velde, 1 First National Plaza, was contacted by SA [redacted] concerning the candidacy of Abner J. Mikva for U.S. Court of Appeals, District of Columbia Circuit. Velde advised he is not personally acquainted with Abner Mikva. He was involved at one time with Mikva in legal proceedings however this was four or five years ago. Velde stated he would speak with interviewing agent about Abner Mikva however his comments would be taken from his contact with Abner Mikva of several years ago and only what he has read in the newspapers or obtained from other media sources. Velde stated Mikva enjoys a good reputation for integrity, good character, and a common sense. Mr. Mikva has a reputation of being fair, even tempered and free of bias against any class of citizens or religious or racial groups. During the court proceedings of the past, Mr. Mikva has possessed and demonstrated a commitment to equal justice under the law. Velde described Mr. Mikva as being a capable lawyer demonstrating outstanding legal ability and competence, able to handle complex legal problems and has demonstrated an aptitude for legal scholarship and writing. Mr. Mikva also has a familiarity with courts and their processes. Velde advised due to Mr. Mikva's aptitude for legal scholarship and writing it does not appear he would have any trouble in weighing conflicting testimony and making factual determinations. Velde concluded from his personal contact with Mr. Mikva of several years ago and a favorable media coverage Mr. Mikva has enjoyed, he would not hesitate to recommend Mr. Mikva for the position of U.S. Court of Appeals Judge.

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JTC/cjc

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Opposing Counsel

The following investigation conducted by
Special Agent (SA) [redacted] in Chicago,
Illinois, on March 27, 1979.

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Thomas A. Foran, 30 North LaSalle, has known the applicant for the past 15 years on a professional basis only. Foran previously was the United States Attorney (USA) for the Northern District of Illinois (NDI) and during that time had contact with applicant. Applicant possesses a reputation for integrity and good character, however, has not demonstrated a high degree of common sense. Applicant is considered to have reputation of being fair, experienced, even-tempered and free from biases against any class of citizens regarding religion and race. Applicant appears to be of sound physical and mental health. Applicant has demonstrated that he supports the segment of society that makes no contribution to society as a whole and therefore can not be regarded as demonstrating equal justice. Applicant is not regarded as being a prominent trial attorney with experience to handle complicated and lengthy matters.

Foran unable to recommend applicant for position on the U.S. Court of Appeals as he feels applicant does not possess the temperament and legal experience necessary for such a position.

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FLL/kaj

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On March 27, 1979, [] attorney with Mitchell, Hall, Jones, and Black, 134 S. LaSalle Street, Room 700, Chicago, telephone 346-6789, advised SA [] that he has known Abner Mikva personally since approximately 1966 when [] worked in Mikva's first campaign for United States Congressman. Prior to that time, [] had known Mikva when Mikva was in the Illinois State Legislature. [] also recalled that he and Mikva were the opposing counsel in a paternity suit for which a settlement was reached. [] advised that in this case, Mikva represented his client admirably and with competence as a lawyer.

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[] advised that he considers Mikva to hold impressive credentials as a citizen and scholar, with a commitment to fairness based on his record as a legislator. He said he knows Mikva to be compassionate and understanding as well as professional. [] concluded the interview by saying he would unhesitatingly recommend Abner Mikva for the position of U.S. Court of Appeals Judge.

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WHH/jms

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Earl L. Neal, Attorney at Law and Special Counsel for the City of Chicago, 405 North Washington, Apartment Number 4409, advised SA [redacted] on March 27, 1979, that he has known the applicant for a period of 15 to 20 years on both a social and professional basis. Neal said he has the highest regard for the applicant in that he feels he is a person of impeccable character, moral integrity, and patriotic. Neal said he considers the applicant to be a legal scholar with the proper outlook, legal temperament, and education to be an excellent Judge.

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Neal added that he will gladly endorse the applicant for the position of Judge on the United States Court of Appeals.

Neal added that the applicant enjoys good health, is a family man, does not appear to be biased against any minority groups, and is temperate in his use of alcoholic beverages.

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WED/pjb

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On March 27, 1979, the Honorable Marvin E. Aspen, Cook County Circuit Court Judge, Room 1605, Daley Center, Chicago, Illinois, advised SA [redacted] that he has known Abner Mikva since the mid-1960's when the two opposed each other on several movie censure cases. Aspen advised that at the time he was the attorney for the City of Chicago's Picture Appeal Board, which handled appeals by film companies of the actions of the city's movie rating committee. He advised that he found Mikva, who represented some of those firms appealing movie picture ratings, to be a competent and professional adversary. Aspen stated that he found Mikva to be exceptionally honest and to possess a keen knowledge of the law. He described Mikva as being a very fine lawyer and as being one of the brightest lawyers that he encountered. Aspen was uncertain of the exact date that he last opposed Mikva but noted that it would have had to have been prior to 1971 when he was appointed to the bench. He noted that Mikva has never appeared before him since he has become a judge. Aspen advised that although he has encountered Mikva on occasion at social gatherings at the homes of mutual friends, he does not consider him a personal friend, and has never visited his home. Aspen advised that he teaches a course at Northwestern University Law School in Chicago and during the past school year had [redacted] in his class. Aspen also noted that he has met Mikva's wife, whom he believes is a school teacher, and has found her to be a fine person. Other than this, he knows little about Mikva's personal life.

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Judge Aspen stated that he has always found Mikva to be a person of high integrity and character. He knows nothing of a derogatory nature about Mikva. He advised that Mikva is a very energetic person and he knows of no physical or mental conditions that would prevent him from functioning on the Federal appeals bench. Aspen felt that Mikva possesses the proper judicial temperament to be a judge and has all of the necessary intellectual skills to do the job well.

Judge Aspen recommended Mikva for a judgeship position on the United States Court of Appeals.

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WHH/jms

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The Honorable Eugene R. Pincham, Judge, Circuit Court, Criminal Division, 2600 California Avenue, Chicago, Room Number 702, advised SA [REDACTED] on March 27, 1979, that he has known the applicant both personally and professionally for many years but could not recall when he first met him. He indicated the Court would be best served by the applicant's appointment as a Judge to the U.S. Court of Appeals. He said the applicant has an extremely good personal and professional reputation, common sense, and character. He said he rates the applicant above his peers in his reputation for being fair, even-tempered, and free of bias against any class of citizens or any religious or racial group.

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He considers the applicant to be well versed in the field of law, patriotic, hard working, conscientious, personable, and a legal scholar.

Pincham stated he would highly recommend the applicant for the position of U.S. Court of Appeals Judge.

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ET/hey

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On March 27, 1979, SA [] contacted [] Attorney-at-Law, at his place of business, 134 North LaSalle, Suite 2106, Chicago, Illinois. [] was advised of the identity of the interviewing Agent and purpose of contact.

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[] advised that he has known applicant approximately eight years and had met him professionally. He said that applicant has the highest reputation for being fair and free from any prejudice as far as any human being can be. He is fair and just in all cases, to all people, under the law of the United States, regardless of sex, color or creed.

[] stated that applicant has a good judicial temperament and that he always listens to all sides before coming to a conclusion.

[] stated that applicant was associated with a very good law firm and added that applicant is very knowledgeable in the law. Applicant has the ability to deal with complex legal problems and trial proceedings.

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[] stated that he gives applicant the highest recommendation possible for the position he has been appointed.

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GAA/jar

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The following investigation was conducted on March 27, 1979, by Special Agent [REDACTED]

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Howard Barron, Partner, Jenner and Block, Attorneys-at-Law, One IBM Plaza, Chicago, Illinois, stated that he has known Abner Mikva on a professional basis for approximately 20 years. Barron first met Mikva when they were on opposite sides of a court case. Because of the respect gained for Mr. Mikva during this trial and in subsequent meetings, Barron later recommended one of his daughters to work for Mr. Mikva. This daughter worked on Mikva's Congressional Staff and has also been on Mikva's campaign committees. Barron further stated that he himself has attended certain campaign gatherings for Mr. Mikva.

Barron stated that Mr. Mikva possesses and absolutely has a reputation for integrity, good character and common sense. Mr. Mikva has also never shown any prejudice in any respect in regards to any class of citizens or any religious or racial group. Further, Barron stated that Mikva is in sound physical and mental health and that he is "plenty vigorous". Mr. Mikva has demonstrated that he has a commitment to equal justice under the law and he has also demonstrated outstanding legal ability and competence. Mr. Mikva has also shown an ability to deal with complex legal problems and he is very familiar with various courts and their proceedings. Barron further stated that Mr. Mikva has the ability and willingness to manage complicated pre-trial and trial proceedings and that he has the ability to make factual determinations and communicate skillfully with jurors and witnesses.

Barron stated that he would recommend Mikva "without hesitation" for the position of U.S. Court of Appeals Judge.

[redacted] (Protect Identity by Request) [redacted]

[redacted] stated that he has known Abner Mikva on a professional basis for approximately [redacted] years. [redacted] has talked with Mr. Mikva both in his office and in the courtroom on several occasions. They have been opposing counsels on several cases. [redacted] stated that Mikva possesses a reputation for integrity and good character, but that Mikva was "hard to talk out of his beliefs". [redacted] stated that as far as he knows Mikva is fair and free of biases against any class of citizens or any religious or racial group, but that it is hard to change Mikva's views.

[redacted] advised Mikva appears to be in sound physical and mental health and he also possesses and has demonstrated commitment to equal justice under the law. Mikva has demonstrated and possesses outstanding legal ability and that he can deal with complex legal problems and that he also very familiar with the courts and their processes. [redacted] further stated that in his opinion Mikva has demonstrated the ability to manage complicated pre-trial and trial proceedings and the ability to make factual determinations and to communicate skillfully with jurors and witnesses.

[redacted] stated that primarily because of Mikva's unwillingness to change his mind on certain issues, but also because of differing political affiliations, he would not recommend Mr. Mikva for the position of U.S. Court of Appeals Judge.

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CG 77-22636

JJG/hey

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On March 26, 1979, Norman H. Nachman, 115 South LaSalle, Suite 2580, Chicago, Illinois, telephone number (312) 263-1480, was contacted by SA [redacted] regarding Abner J. Mikva's application for United States Court of Appeals Judge in Washington, D.C.

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Nachman advised that he has known Mikva since 1960. Their association has been strictly professional. Nachman was in weekly contact with applicant during Mikva's term on the Board of Manager of the Chicago Bar Association in 1963.

Nachman advised that Mikva's reputation for integrity, good character and common sense is absolutely superb. The applicant is also well experienced and is extremely fair, even-tempered and free from biases against any class of citizens or any religious or racial group.

Nachman stated that applicant is not only committed to equal justice under law, but also has an outstanding record as a law student from the University of Chicago as Editor of the "Law Review". The applicant has demonstrated outstanding legal ability and competence as evidenced by his wide legal experience, also has the ability to deal with complex legal problems, the aptitude for legal scholarship and writing, and is very familiar with the courts and their processes.

Mikva is more than qualified and willing to manage complicated pre-trial and trial proceedings, including the ability to weigh conflicting testimony and make factual determinations. The applicant's character and personality are an asset for skillful communications with jurors and witnesses.

Nachman advised that Mikva is not only physically sound, but also is an extremely intelligent man and an asset to the legal profession. Nachman stated that he would recommend applicant without reservations.

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DDD/smg

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Neighborhood

— 1015 Sheridan Road
Evanston, Illinois

The following investigation was conducted by
Special Agent (SA) [redacted] in the vicinity of the
captioned address on March 26, 1979:

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[redacted]
Illinois, advised that the applicant, his wife and their
daughter resided at 1015 Sheridan Road. She advised that
she has known the applicant and his family for approximately
ten years. [redacted] regarded the entire family as
being excellent neighbors and a real asset to the community.

She stated that the applicant was a gentleman of
good character, reputation and morals. She has no reason
to question his judgment with regard to his choice of
friends and associates, and she believes that he is a
good American citizen. She advised that she would highly
recommend the applicant for the position of United States
Court of Appeals Judge.

[redacted]
Illinois, advised that he has known the applicant and his
family since July, 1977. He advised that he has never
heard or observed anything unfavorable with regard to the
applicant's character, reputation, morals, associates or
loyalty to the United States Government. He advised that
the applicant and his family are highly regarded in the
neighborhood. He advised that he did not know the applicant
professionally but would render a favorable recommendation
for the applicant for the position of United States Court
of Appeals Judge.

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[REDACTED]

Illinois, advised that she has known the applicant and his family for approximately three years. She regarded the entire family as being good neighbors. She stated that the applicant was an individual of good character, reputation, morals, associates and loyalty to the United States Government. She volunteered that she was not aware of anything of an unfavorable nature regarding the applicant, and she recommended him for the position of United States Court of Appeals Judge.

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[REDACTED]

Illinois, advised that she has known the applicant and his family for approximately one year and she never heard or observed anything unfavorable with regards to his character, reputation, morals, associates or loyalty to the United States Government. She pointed out, however, that she was not sufficiently acquainted with the applicant to offer any type of recommendation but she stated that she knew of no reason to preclude the applicant from being favorably considered for the position of United States Court of Appeals Judge.

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[REDACTED]

Illinois, advised that she has known the applicant and his family for approximately five years. During this time she observed them to be individuals of the finest character, reputation and morals. She described them as just being "fantastic people." She has no reason to question the applicant's judgment relative to his choice of friends and associates, and she believes that he is a good American citizen. She further described him as a devoted family man and a very active leader in the community. She holds the applicant's wife in equally high esteem, and she would highly recommend the applicant for the position of United States Court of Appeals Judge.

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[REDACTED]

Illinois, advised that she was not personally acquainted with the applicant or his family having just recently moved to the neighborhood. She volunteered that she was not aware of anything of an unfavorable nature and that through her association with other neighbors learned they spoke very highly of the applicant and his family. She advised that she was not sufficiently acquainted with the applicant to offer any type of recommendation but she stated that she knew of no reason to preclude the applicant for being favorably considered for the position of United States Court of Appeals Judge.

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[REDACTED]

Illinois, advised that she has known the applicant since 1947, socially as well as professionally. She described the applicant's character, associates, reputation, loyalty and morals as outstanding and unquestionable. She has never known the applicant to display or exhibit any unfavorable habits or prejudices. She advised that the applicant has a good legal mind and is very industrious. She had no question as to the applicant's integrity. She was very pleased to hear that the applicant was under consideration for appointment to the United States Court of Appeals and highly recommended the applicant for the considered position.

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CG 77-22636

JGB/jar

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The following investigation was conducted by
SA [redacted] at Chicago, Illinois on March 28, 1979:

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[redacted] Illinois,
advised that [redacted] resides
in the apartment directly above her. She advised that [redacted]
is an excellent neighbor and stated that she knows of nothing
that would reflect adversely on her reputation in the
neighborhood.

[redacted] Chicago,
advised that [redacted] resides
in the apartment downstairs from her. She considers [redacted]
to be an excellent neighbor and stated that as far as she
knows [redacted] reputation in the neighborhood is outstanding.

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CG 77-22636

RPK/cjb

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Real Estate

On March 26, 1979, at Chicago, Illinois [redacted]
[redacted] Real Estate Loan Office,
Exchange National Bank of Chicago, La Salle and Adams,
was interviewed by SA [redacted] concerning the candidacy
of Abner J. Mikva for Judge of U.S. Court of Appeals, District
of Columbia Circuit. [redacted] advised his bank holds Trust Deed
number [redacted] in the amount of [redacted] which is for the
purchase of a residence located at 1015 Sheridan Road, Evanston,
Illinois. This residence was purchased June, 1973, and
mortgage is effective until January, 1998. A review of Trust
Deed [redacted] revealed no restrictions or covenants which would
preclude the sale of this residence to another person because
of race, religion, or national origin.

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On March 27, 1979, at Chicago, Illinois [redacted]
[redacted] Dovenmuehl Inc.,
55 East Monroe, was interviewed concerning the candidacy of
Abner J. Mikva for Judge of the U.S. Court of Appeals, District
of Columbia Circuit. [redacted] advised his company holds
loan number [redacted] in the amount of [redacted] against a
building which houses Winchester Venture, Chicago. [redacted]
advised, a review of appropriate loan documents show no
restrictions or covenant which would preclude the sale of
this property to another person because of race, religion or
national origin.

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b7C

CG 77-22636

RPK:jjp

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On March 27, 1979, at Chicago, Illinois, [redacted] Customer Relations Consultant, Continental Bank, 231 South LaSalle Street, was interviewed by Special Agent (SA) [redacted] concerning the candidacy of Abner J. Mikva for Judge, United States Court of Appeals District of Columbia Circuit. [redacted] initially could locate no record concerning a [redacted] loan to [redacted] Abner J. Mikva, and Harold and Ethel Mae Katz for a home they own in Lakeside, Michigan. After numerous telephone calls, [redacted] determined that a loan had in fact been prepared by [redacted] Executive Accounts Officer, Continental Bank. Before any further information was divulged, [redacted] contacted [redacted] Corporate Counsel, Continental Bank to determine how much information she could provide interviewing Agent. [redacted] had advised [redacted] that she had in her possession a release form signed by Mr. Mikva for the release of these records.

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On March 27, 1979, SA [redacted] contacted [redacted] and was advised, after a review of the release form signed by Mr. Mikva, and [redacted] research into the Right to Financial Privacy Act, 1978, he did not feel he could furnish any further details concerning the above loan in view of the fact the release signed by Mr. Mikva did not comply with the five restrictions mentioned in the Right to Financial Privacy Act, 1978.

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CG 77-22636

RPK:jjp

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On March 27, 1979, at Chicago, Illinois, [redacted] Assistant Cashier, Mortgage-Loan Department, Devon Bank, 6445 North Western, was interviewed by Special Agent (SA) [redacted] concerning the candidacy of Abner J. Mikva for the position of Judge of the United States Court of Appeals District of Columbia Circuit. [redacted] advised he was unable to locate any record in his bank concerning Abner J. Mikva or Winchester Venture, located in Chicago, relative to a loan held by his bank, in the amount of [redacted] for a lien against a building in which Mr. Mikva and his wife own [redacted] [redacted] stated, it is not unusual for a person to obtain a loan under his name when in reality the loan may be used by more than one person for a business venture. He advised this may be the case in this matter and without other names or addresses he could not determine if a loan actually existed.

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CG 77-22636

JGB/jmn

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REFERENCES

On March 26, 1979 [redacted] to Edward H. Levi, University of Chicago Law School, 111 East 60th, advised the Professor Levi is vacationing in Spain and is not expected to return to Chicago until March 31, 1979.

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[redacted] Attorney at Law, [redacted]
[redacted] Chicago, advised Special Agent [redacted]
on March 29, 1979, that he has known the applicant for seven
or eight years and stated that he and the applicant are both
personal friends and political associates.

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He characterized the applicant as a completely honest
man with an outstanding reputation in the community. The
applicant is a man without bias against any race or class of
citizen and is always fair in his dealings with others.
[redacted] stated that he plays tennis with the applicant weekly
and considers the applicant to be in excellent physical and mental
condition and added that the applicant is very even tempered and
always in complete control of his emotions. [redacted] advised
that he has had no contact with the applicant in their capacity
as attorneys and thus has no first hand knowledge of the applicant's
legal attributes or competency. [redacted] added that from his
contacts with other Chicago attorneys he could state that the
applicant has an excellent professional reputation.

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[redacted] stated that he would recommend the applicant
for a position on the U.S. Court of Appeals.

On March 26, 1979, State Representative Alan Greiman, 33 North La Salle Street, Chicago, advised Special Agent [redacted] that he has known Mikva for approximately 10-12 years on both a professional and social basis, and considers him a personal friend. Mikva enjoys an exceptional reputation for his good character and integrity. Greiman considers him to be an even-tempered individual who exercises fair treatment towards others. He has no knowledge of Mikva showing bias towards any religious or ethnic group of people.

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Mikva has a superb academic record, and is an excellent practicing attorney. He enjoys good physical health and exercises regularly. Greiman said he is not personally aware of any information which might reflect adversely upon Mikva's professional or personal career.

Mikva possesses outstanding legal ability and competence. Greiman said that he highly recommends Mikva for the position of Judge of the U. S. Court of Appeals, and considers him qualified in every way for such a position.

CG 77-22623

BA/hey

1

The following investigation was conducted in
Chicago Heights and Park Forest, Illinois, by SA [redacted]
[redacted] on March 29, 1979:

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b7C

Anthony Scariano was contacted at his residence,
38 West Rocket Circle, Park Forest, Illinois, and provided
the following information concerning the applicant:

Scariano described applicant as having an excellent reputation and is of highest character and integrity and shows extremely good judgement. Applicant is further described as having good reputation and being extremely fair, even-tempered and free from biases against any class of citizens or religious or racial group. Applicant is described as being of sound physical and mental health and having a firm commitment for equal justice under the law. Applicant is described as possessing outstanding legal ability and his legal experience in the past would enable him to deal with any and all problems, including a clear aptitude for legal scholarship and writing, and an in-depth knowledge and familiarity with the courts and their processes. Applicant is described as having excellent abilities to manage and handle pre-trial and trial proceedings, including ability to weigh conflicting testimony and to make factual determinations and to communicate skillfully with jurors and witnesses.

Scariano advised he would recommend applicant most highly for a position as a Judge on the United States Court of Appeals, and further advised that applicant is highly qualified and would make an excellent Judge.

CG 77-22636

Ethnic

Edward Rozanski, President of the Polish American Congress, Illinois Division, was contacted at the Polish Daily Ztode, telephone number 286-0141, and provided the following information:

Rozanski does not know Abner J. Mikva either socially or professionally, having only met him on one occasion.

On March 21, 1979, Niels Friedrichs, Managing Director, German American Chamber of Commerce of Chicago, 77 East Monroe, advised he is not acquainted with the applicant.

CG 77-22636

On March 21, 1979, [redacted]
of the Italian American Chamber of Commerce, 327 South
La Salle Street, Chicago, Illinois, was contacted by
Special Agent (SA) [redacted] concerning U.S.
Representative Abner Mikva's appointment as a judge
to the U.S. Court of Appeals.

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b7c

[redacted] advised that aside from knowing
Mr. Mikva as his Congressional Representative and having
met him a few times, he knows nothing about him, although
he has heard nothing of a derogatory nature concerning
him. Based on this [redacted] stated he would have
no reason not to recommend Mr. Mikva to the judgeship.

CG 77-22636

DWE:jeo

1

The following investigation was conducted by Special Agent [redacted] on March 21, 1979:

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Abbot Rosen, Director, Midwest Fact Finding Section, Civil Rights Division, Anti-Defamation League, B'nai B'rith, 222 West Adams, Chicago, Illinois, advised he has known applicant on both a professional and social basis for the past 25 years. Rosen explained that he knows Mikva socially as a friend and former neighbor and professionally as a fellow attorney sharing common interests in civil rights affairs.

Rosen stated applicant enjoys a reputation for integrity, good character and common sense. He explained the applicant has also earned a reputation for being fair, experienced, even-tempered and free of biases against any class of citizens or any religious or racial group.

Rosen advised Mikva is of sound physical and mental health noting the very close political races that applicant has won.

Rosen stated applicant has demonstrated commitment to equal justice under the law and has demonstrated outstanding legal ability and competence, as evidenced by substantial legal experience, ability to deal with complex legal problems, aptitude for legal scholarship and writing, and familiarity with courts and their processes.

Rosen noted the applicant has the ability and willingness to manage complicated pretrial and trial proceedings, including the ability to weigh conflicting testimony and make factual determination and to communicate skillfully with jurors and witnesses.

Rosen concluded by stating Mikva's loyalty to the United States is without question and stated he would highly recommend applicant for the position of U. S. Court of Appeals Judge.

CG 77-22636

JPN:jeo

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The following investigation was conducted on March 21, 1979, by Special Agent [REDACTED]

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b7C

Frank J. Williams, President, Chicago Branch, National Association for the Advancement of Colored People (NAACP), 9005 South Ashland Avenue, Chicago, advised he has been acquainted with the applicant for approximately ten years on a casual basis, having attended civic functions together and on occasion speaking on the same dais.

Williams advised he basically knows the applicant by reputation, but believed him to be a loyal United States citizen of the highest moral character, reputation, and associates. The applicant is a highly respected individual reputed to be fair, even-tempered and free of biases against any class of citizens, religious, or racial groups. Williams believed the applicant to be of sound physical and mental health, and believed he possesses and has demonstrated commitment to equal justice under the law.

Williams did not feel qualified to comment regarding the applicant's legal ability and competence regarding pretrial and trial proceedings, or more specifically the applicant's ability to weigh conflicting testimony, make factual determinations, and to communicate skillfully with jurors and witnesses.

Williams advised that based on the applicant's reputation, he would have no reservation about recommending him for the position of United States District Court of Appeals Judge.

CG 77-22636

DKM/mtd

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Peggy Norton, Director of Public Affairs Committee, Jewish Federation of Metropolitan Chicago, 1 South Franklin, Chicago, Illinois, was contacted by Special Agent (SA) [redacted] on March 22, 1979, and advised as follows:

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b7C

Norton has known Abner J. Mikva since 1964, having come in contact with him while working for various organizations, including her current position. Norton stated that Mikva possessed tremendous personal principles and that he has always exhibited to her a great deal of integrity and honesty.

Norton advised that she believed that Mikva had a tremendous grasp of the legal profession and that he showed a great deal of respect for the United States system of justice. She further described Mikva as being a very sharp and perceptive individual and to the best of her knowledge, possessing good health.

Norton would not hesitate in recommending Mikva for the position of United States Court of Appeals Judge.

CG 77-22636

WHH/hey

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On March 21, 1979, Bernard Nath, Attorney, Sears Tower Building, Chicago, Illinois, was contacted by SA [] and furnished the following information:

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Nath advised he has known appointee for more than 20 years and his association has been strictly on a professional basis. Nath stated applicant possesses excellent integrity, character, common sense and an outstanding reputation. Nath advised applicant was very fair, highly experienced, even-tempered and has no biases against any class of citizens or any religious or racial groups. Nath stated to the best of his knowledge, applicant is in good physical condition and is mentally sound.

Nath advised applicant has unquestioned commitment to equal justice and has demonstrated outstanding legal ability both in private practice and as a United States Representative. Nath stated he considered applicant a legal scholar who is very familiar with courtroom procedures.

Nath advised applicant has the ability to understand the most complicated legal cases and could communicate very skillfully with jurors, witnesses, judges and other attorneys.

Nath highly recommend Abner J. Mickva for the position of United States Court of Appeals Judge in Washington, D.C.

CG 77-22636

DJH/alp

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On March 21, 1979, the following investigation was conducted by Special Agent (SA) [redacted] at Chicago, Illinois:

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Alan J. Altheimer, Attorney At Law, One IBM Plaza, telephone 467-9600, was contacted concerning the applicant. Altheimer advised that he has known the applicant on a social and a professional basis for approximately 30 years. Altheimer said he and the applicant were members of the same social fraternity while in college. He has known the applicant professionally in that both he and the applicant are attorneys. In addition, both have mutual friends.

Altheimer said the applicant possesses and has a reputation for integrity, good character, and common sense. The applicant is and has a reputation for being fair, experienced, even tempered, and free of biases against any class of citizens or any religious or racial group. Altheimer believes the applicant is of sound physical and mental health.

The applicant also possesses and has demonstrated commitment to equal justice under law. The applicant possesses and has demonstrated outstanding legal ability and competence, as evidenced by substantial legal experience, ability to deal with complex legal problems, aptitude for legal scholarship and writing, and familiarity with courts and their processes. Altheimer said he does not know if the applicant has the ability and the willingness to manage complicated pretrial and trial proceedings, including the ability to weigh conflicting testimony and make

CG 77-22636

DJH/alp

2

factual determinations, and to communicate skillfully with jurors and witnesses. Altheimer said he would recommend the applicant for the position of United States Court of Appeals Judge, without reservation and with pleasure. He also considers the applicant to be a great and brilliant gentleman.

CG 77-22636

JAD:jeo

1

Jewel Rogers La Fontant, attorney for the law firm of La Fontant, Wilkins and Malkin, 69 West Washington, Chicago, was interviewed by SA [redacted] on March 27, 1979.

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b7C

La Fontant provided the following comments and observations:

She has known Abner Mikva, mostly by reputation, for approximately 25 years. This knowledge has been primarily obtained through reading about the applicant and listening to others comment about Mikva. Additionally some social functions were jointly shared.

Because La Fontant did not feel she personally knew Mikva well, she felt that she could not answer with authority many of the questions posed to her about the applicant.

With regards to the applicant's integrity, good character and common sense, La Fontant advised she could not be specific in her evaluations because of her lack of knowledge and simply stated that she assumed he possessed those qualities.

She stated she has heard nothing to the contrary about Mikva's ability to be fair and just with people and declined to offer any comments as to whether she felt Mikva had any prejudicial feelings against various classes of people or any religious or racial groups.

She recalled hearing that the applicant does have a temper, however, has never personally witnessed Mikva in a non-composed state.

To the best of her knowledge, Mikva appears to be physically and mentally sound.

Concerning his possession and/or demonstrated commitment to equal justice under law, La Fontant did not feel knowledgeable enough to comment. She could recall no

instances when Mikva practiced law in the last ten years and therefore felt it would be extremely difficult, if not impossible, to judge his legal ability. She believed the bulk of Mikva's experience was in the political area.

She stated she could think of a number of more qualified people for the position of Appeals Court Judge than Mikva if one were to use the criteria of experience in the courtroom. Under these circumstances, she did not feel the applicant could qualify.

Qualifying herself, La Fontant noted, however, that she is not certain if the present system of evaluating individuals for judicial positions is the best method and it is quite possible that someone possessing a good deal of common sense and intelligence would be able to serve the office well.

Concerning Mikva's moral character, again La Fontant could only say that she has heard nothing derogatory and believed the applicant a good family man from what she has heard. As to his consumption of alcoholic beverages, she never witnessed or heard of any excesses on the part of Mikva.

CG 77-22636

WHH:MAH

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On March 21, 1979, [REDACTED]
Hispanic American Committee for Professional Development,
Inc., 6146 North Ravenswood, advised SA [REDACTED]
he is not well acquainted with applicant and could make no
comment.

b6
b7C

CG 77-22636

RDD:meb

1

LABOR

On March 21, 1979, [redacted]
Service Employees Union Council, Local #73, Chicago,
advised SA [redacted] of the following information
pertaining to MIKVA:

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b7C

[redacted] has known the applicant for approximately
25 years. They became acquainted with one another when
the applicant was serving in the Illinois Legislature in
Springfield, Illinois.

[redacted] believes the applicant is a highly
principled individual who possesses a great deal of
honesty and integrity. He has always had strong convictions
and stood by them. [redacted] stated that MIKVA has always
been concerned about who contributed to his campaign funds.
He would not accept contributions from persons whom he
believed would constitute a conflict of interest.

[redacted] believed the applicant was a very unbiased
person. The applicant would be able to deal with all
persons with regard for nothing but the facts of the case.
The applicant is a very thorough individual when seeking
the facts of a case.

b6
b7C

[redacted] related that to his knowledge the applicant
was in good physical and mental condition.

The applicant was said to be very concerned about
careful interpretation of the law. He does not believe in
bending the law but respects it as it is.

[redacted] related that he, himself, was not a lawyer
and as such was not personally competent to speak about the
legal abilities of the applicant. However, [redacted] did
state that other lawyers had told him the applicant was a
capable, experienced lawyer.

b6
b7C

[redacted] is not familiar with complicated trial
proceedings but has seen the applicant handle legislative
committees. He believes the applicant has demonstrated the
ability to manage meetings and make factual judgments as

CG 77-22636

RDD:meb

2

necessary. The applicant is skilled in having people understand what he may be trying to verbally express.

Based on the above, does recommend the applicant for a position as a judge.

b6
b7c

CG 77-22636

RDD:meb

1

[redacted]
Amalgamated Meatcutters and Butchers Workmen of North America, Chicago, advised SA [redacted] of the following on March 23, 1979:

He has known MIKVA for approximately 12 years. They became acquainted when MIKVA was running for Congress.

b6
b7C

[redacted] stated that an example of MIKVA's high integrity and good character was the fact that although [redacted] and his group supported MIKVA financially in his campaigns, MIKVA frequently voted for legislation against which [redacted] group stood. The applicant always voted his conscience and [redacted] believes that that integrity would also extend into a judgement.

MIKVA is considered to be very cool and calm even under pressure. He is not aware of any bias or prejudice on the part of the applicant.

He is not aware of any physical or mental health problems.

[redacted] believes that the applicant would impart justice regardless of all but the facts of a case for all persons.

[redacted] is not familiar with the applicant's ability or performance in the practice of law. However, he believes that MIKVA would apply the same dedication to the judgeship that he has applied in his years as a representative.

b6
b7C

[redacted] further believed that as the applicant was able to manage and control Congressional meetings and chaired certain committees, he would be able to manage and control legal proceedings. The applicant has been able to communicate with his constituents who have varying degrees of ability to comprehend things. Based on this experience, [redacted] believes the applicant can communicate with anyone in a court situation. [redacted] positively recommended MIKVA for the position of an Appeals Court Judge.

CG 77-22636

RDD:meb

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[redacted] Chicago and Central States Joint Board, Amalgamated Clothing and Textile Workers Union, Chicago, related the following information concerning MIKVA to SA [redacted] on March 21, 1979:

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b7C

[redacted] believes MIKVA is considered in the highest reputation for his integrity, honesty, good character and common sense. [redacted] spoke from having been acquainted with MIKVA for 16 years. They became acquainted when MIKVA was retained as the attorney for the union.

The applicant is believed to be fair and equitable in his dealings with all people regardless of their personal station in life. He has never demonstrated a bias or prejudice toward anyone.

The applicant is believed to be in good physical and mental health.

The applicant has consistently shown a commitment to judicial equality. The applicant believes that the law should be administered without regard for biases and/or prejudices.

MIKVA has demonstrated great ability with regard to the legal practice, according to [redacted] knowledge. However, he is not totally familiar with all of the applicant's ability or lack thereof in legal writing, scholarship and complex legal problems.

[redacted] believes that MIKVA has demonstrated his ability to handle difficult situations and to express himself to the lesser educated person by his service as an elected official.

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b7C

Based on all of the above, [redacted] highly recommended MIKVA for the position for which he is being considered.

CG 77-22636
RDD:meb

WILLIAM A. LEE, President, Chicago Federation of Labor-CIO, Chicago, Illinois, related the following information concerning ABNER J. MIKVA to SA [redacted] on March 21, 1979:

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b7C

Although LEE could not recall how long or when he became acquainted with the applicant, he stated that he had known the applicant for a number of years. He originally became acquainted with MIKVA through his elected position and MIKVA's interest in the labor movement.

LEE stated the applicant was a very honorable person and possessed an extremely high integrity. He places a great deal of confidence in the applicant's ability.

As far as LEE was aware, the applicant's actions have always been indicative of his experience and ability to deal fairly with all people regardless of race, creed or religion.

He is unaware of any mental or physical health problems.

The applicant has shown his devoted commitment to equal justice for all persons by his dealings as a lawyer and an elected official.

Concerning his ability and competence in a court situation, LEE was unable to comment. However, LEE believed that MIKVA's record in the legislature is indicative of the type of dedication which MIKVA would bring to the judicial system. He has further demonstrated his ability to weigh facts and arrive at a conclusion during his tenure as a representative. His ability to make himself understood to people from all stations in life is shown by his election campaigns among the people.

LEE recommended MIKVA very highly for the judgeship stating that he believed MIKVA would approach that duty with the same vigor with which he has fulfilled his past duties.

CG 77-22636

RDD:meh

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SA [] was advised of the following on March 23, 1979, by ROBERT JOHNSTON, Regional Director, United Auto Workers, District #4, Chicago:

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JOHNSTON has known MIKVA for approximately 20 years. They became acquainted because of MIKVA's status as a legislator and his interest in labor and the civil rights movement.

JOHNSTON stated that in his opinion MIKVA's reputation for integrity and good character were above reproach. MIKVA was attributed to have very good common sense.

The applicant has always been fair and even-tempered in his contacts with others. JOHNSTON did not believe that MIKVA possessed any biases or prejudices because of any person's race, class, or other social uniqueness.

He was not aware of any medical or mental health problems suffered by MIKVA.

JOHNSTON believes that MIKVA's work on behalf of the civil rights movement and other similar movements indicates MIKVA's dedication to equal justice under the law.

JOHNSTON is not familiar personally with MIKVA's legal ability. However, other lawyers whom he knows have been very impressed with MIKVA's legal ability.

He does believe that MIKVA's work in the legislature and in committees there has demonstrated his ability to understand and control complex proceedings. The applicant should have no problem in communicating with persons from all stations in life.

JOHNSTON highly recommends the applicant for the position of Circuit Court of Appeals Judge. His only regret is losing a very good representative.

CG 77-22636

PJR/alp

1

LAW ENFORCEMENT

The following investigation was conducted by Special Agent (SA) Paul J. Russell at Chicago, Illinois:

On March 23, 1979, Superintendent of Police, James O'Grady, was contacted at 1121 South State Street, and provided the following information:

O'Grady advised he has known the applicant for eight years, on a business only basis.

O'Grady advised applicant possesses, and has a reputation for integrity, good character, and common sense.

O'Grady advised applicant has a reputation for being fair, experienced, even tempered, and free of biases against any class of citizens or any religious or racial group, and is of sound health, to the best of his knowledge.

O'Grady advised applicant possesses and has demonstrated commitment to equal justice under law.

O'Grady advised applicant possesses and has demonstrated outstanding legal ability and competence, as evidenced by substantial legal experience, ability to deal with complex legal problems, aptitude for legal scholarship and writing, and familiarity with courts and their processes.

CG 77-22636

PJR/alp

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O'Grady advised applicant has the ability and the willingness to manage complicated pretrial and trial proceedings, including the ability to weigh conflicting testimony and make factual determinations, and to communicate skillfully with jurors and witnesses.

O'Grady stated that he would be most happy to recommend the applicant for the position of United States Court of Appeals Judge.

CG 77-22636

MJR/kaj

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The following investigation was conducted on
March 21, 1979 by SA [redacted] at Chicago, Illinois:

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Mr. Bernard Carey, Cook County (Illinois) State's Attorney, Daley Center, Chicago, Illinois, advised that he has known the applicant primarily on a professional basis for the past ten years, and considers him to be a man of unquestioned character, integrity, and morals, with a long standing reputation for honesty, ability and loyalty. Mr. Carey stated that the applicant is very intelligent and resourceful and has excellent legal aptitude backed by great experience. Mr. Carey further advised the applicant enjoyed good physical and mental health as far as he knew, and was a very fair and unbiased man. Mr. Carey could think of nothing derogatory concerning either the applicant or his known associates and stated that he would highly recommend the applicant for appointment to the U.S. Court of Appeals.

CG 77-22636

JGP/hey

1

On March 22, 1979, Cook County Sheriff, Richard Elrod, was interviewed by SA [REDACTED], at his office, 118 North Clark.

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b7C

Elrod advised that he has known applicant since the early 1960s on a political non-social basis. He recalled that applicant was a State Representative in approximately 1964. In his opinion applicant is a highly intelligent person and although applicant is more liberal than he in his political views, he feels that he would be honest, impartial and competent in his administration of justice. Therefore, he recommends applicant as a United States Court of Appeals Judge.

CG 77-22636

TDS/jar

1

The following investigation was conducted by
SA [redacted] on March 21, 1979, at Chicago,
Illinois:

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b7C

United States Attorney, Northern District of Illinois, Thomas P. Sullivan, was contacted at his office regarding applicant. Sullivan stated that he has known applicant for approximately 20 years and that applicant enjoys a reputation for integrity, good character, and common sense. Sullivan stated that applicant has a vast amount of experience in the law profession and that he, Sullivan, knows of no time that applicant has ever displayed anything but an even temper and bias free attitude toward any persons. Sullivan advised that applicant is of sound physical and mental health. Sullivan stated while applicant was working in the legal profession Chicago area he has always demonstrated a commitment to equal justice under the law and has always shown a highly professional and unemotional attitude toward the courts. Sullivan advised that he would without reservations recommend applicant as a Judge for the U.S. Court of Appeals.

On March 22, 1979, Michael A. Spiotto, former Acting Superintendent, Chicago Police Department was contacted at his present place of employment, Callero and Catino, Real Estate Developers and Builders, 7800 North Milwaukee, Niles, Illinois, telephone 967-0555, by Special Agent (SA) [REDACTED]

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b7C

Mr. Spiotto advised he has known applicant professionally for close to twenty years. They are not personal friends or social acquaintances. Mr. Spiotto advised as part of his duties in the early 1960's when he was Deputy Chief, Criminal Investigation Division - Violent Crimes Group, he helped applicant by providing Chicago Police Department statistics and reports, in connection with applicant's legislative efforts toward handgun control. Subsequent to that, Mr. Spiotto has been at other official functions as a representative of the Chicago Police Department attended by the applicant.

Mr. Spiotto believes applicant to be of the highest integrity, of good character, and to possess common sense. To Mr. Spiotto's knowledge, applicant enjoys sound mental and physical health. He believes applicant to be free of biases toward any class or racial group of citizens, and to be committed to fairness and equal justice under law.

Mr. Spiotto stated in his professional dealings with applicant he has exhibited superior intelligence, sincerity of mission, and the ability to weigh conflicting points of view. In his opinion, applicant would be a superior candidate for a District level judgeship. The only reservation held by Mr. Spiotto would be whether applicant would possess the necessary judicial experience to step immediately into an appellate court position, without having first been a District Court judge.

CG 77-22636
AAK:meh

On March 21, 1979, DAN WALKER, former Governor, State of Illinois, [REDACTED] Illinois, was interviewed by SA [REDACTED]. He advised that he has known MIKVA for 29 years since MIKVA served as a law clerk for U.S. Supreme Court Judge MINTON at the same time WALKER was the law clerk for the Chief Justice of the U.S. Supreme Court. He stated that he considers MIKVA to be a personal friend who possesses high standards of personal integrity, outstanding character, and common sense. WALKER further stated that MIKVA has always been a fair individual who has no biases against any class of citizens, or any religious or racial groups. He further stated that MIKVA has excellent self-control and is even-tempered.

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b7C

WALKER advised that to the best of his knowledge MIKVA is of sound mental and physical health.

WALKER also stated MIKVA possesses a strong commitment to equal justice under the law. WALKER cited MIKVA's service in both the state and federal legislatures as indicative of this commitment.

WALKER also stated that MIKVA has outstanding legal ability and competence as evidenced by his successful private law practice and service in both state and federal government. WALKER noted that in the past he has used MIKVA's law firm due to MIKVA's outstanding legal competence. He also advised that MIKVA is most certainly capable of dealing with complex legal problems and has a high aptitude for legal scholarship and writing. MIKVA also has extensive familiarity with courts and their proceedings, and would be able and willing to manage complicated pretrial and trial proceedings. WALKER further advised that MIKVA has the ability to weigh conflicting testimony, make factual legal determinations and communicate skillfully with jurors and witnesses.

WALKER concluded by stating he considers MIKVA to be an outstanding candidate for the position of U.S. Court of Appeals Judge and that he would highly recommend him for that position.

CG 77-22636

JSM/alp

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On March 23, 1979, Samuel K. Skinner, former United States Attorney for Northern District of Illinois, and currently attorney at law, Sidley and Austin, 1 First National Plaza, Chicago, advised Special Agent (SA) [redacted] that he has known Abner J. Mikva on a professional basis for the last five years. He described this contact as sporadic and limited in nature.

He stated that the applicant enjoys a reputation for integrity and good character, as well as being fair and unbiased. He advised the applicant served as a competent legislator and enjoyed a good reputation as an attorney prior to being elected to Congress.

In conclusion, he recommended the applicant for a position on the United States Court of Appeals, however, added that he personally believes the applicant is philosophically out of touch with society.

He elaborated by saying that the applicant is a liberal member of one political party while he is a conservative member of an opposing one and as such disagrees with the applicant on the role of government in society.

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b7c

[redacted] to the Attorney General, State of Illinois, advised Special Agent Thomas J. Green on March 23, 1979, the following concerning the applicant:

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b7C

He has known Representative Mikva for about four years, meeting him socially on several occasions. He stated various staff members of his office are aware of the applicant's professional life and he has heard nothing but praise and high recommendation for the applicant from these persons. This concerns the applicant's reputation, character, integrity and conduct of his office and current status as a member of the United States House of Representatives.

He stated he is not aware of any derogatory information, his campaign in a recent election was of high character with his opponent.

He feels the applicant has the necessary qualities and abilities to merit a high recommendation for the position of U.S. Court of Appeals Judge.

CG 77-22636

ALS/mmg

1

The following investigation was conducted at Chicago, Illinois, by Special Agent (SA) [redacted]
[redacted]

b6
b7C

On March 26, 1979, Mr. DAN WEBB, Director, Illinois Department of Law Enforcement, 53 West Jackson Boulevard, Chicago, Illinois, business phone 793-3826, was telephonically contacted and furnished the following information:

WEBB advised he is only an associate of the applicant through reputation. He does not consider his relationship to be personal. WEBB advised he considers the applicant to possess and have one of the highest reputations for integrity, good character, and common sense.

The applicant exhibits without question, a reputation for being fair, experienced and free from all bias.

Mr. WEBB indicated to the best of his knowledge knows the applicant to be of sound physical and mental health. He also stated that he has demonstrated commitment to equal justice under law.

Mr. WEBB indicated that he feels the applicant has always demonstrated superior legal ability and would make a superb judge. Mr. WEBB recommends the applicant for the position of U.S. Court of Appeals Judge very highly.

POLITICAL

On March 23, 1979, the Honorable James Thompson, Governor of Illinois, 160 North LaSalle Street, Chicago, Illinois, advised he has known the applicant since about ten years ago, about the time he went to Congress for the first time. They belong to opposing political parties and he has known the applicant on the political scene in Chicago. His Honor does not recall actually being in court against the applicant but he knows by reputation that the applicant is a very outstanding member of the bar who has earned an excellent reputation as a brilliant, capable and effective practicing attorney. He was a very good law student who graduated high in his class at the University of Chicago. He has proven himself in the political arena winning some close hard fought contests. He is an outstanding person as a lawyer, as a politician and he also enjoys an excellent reputation personally as a man of good character and a patriotic citizen. This is a man fully capable of fulfilling the duties of a judge on the prestigious U.S. Court of Appeals for the District of Columbia. He recommended him for such an appointment.

CG 77-22636

AAK:meb

On March 21, 1979, GEORGE DUNNE, Chairman, Democratic Party of Cook County, Illinois, with offices at 171 West Randolph Street, Chicago, Illinois, was interviewed by SA [REDACTED] DUNNE advised that he first met ABNER J. MIKVA in the period between 1955-1957 pursuant to political activity in the Chicago and Cook County area.

b6
b7c

DUNNE stated that MIKVA has a good reputation for personal integrity, good character, and common sense, and further does not have any bias against any class of citizens or any religious or racial group. DUNNE also stated that in his opinion MIKVA has a good reputation for being fair, experienced and even-tempered.

DUNNE also advised that to the best of his personal knowledge, MIKVA is of sound physical and mental health.

DUNNE also advised that MIKVA has demonstrated commitment to equal justice under the law.

DUNNE advised that he served with MIKVA in the Illinois House of Representatives and on that basis he feels MIKVA has demonstrated outstanding legal ability, aptitude and competence. DUNNE also feels that MIKVA is capable of dealing with complex legal problems, noting that he is aware that MIKVA successfully engaged in private law practice for many years.

DUNNE stated that he was not qualified to comment on MIKVA's aptitude for legal scholarship and writing or MIKVA's familiarity with courts and their processes. He also stated that he was not qualified to comment on MIKVA's ability and willingness to manage complicated pretrial and trial proceedings, to include the ability to weigh conflicting testimony, make factual determinations, or to communicate skillfully with jurors and/or witnesses.

CG 77-22636

AAK:meb

2

DUNNE stated that he bases the preceding on a lack of knowledge he has regarding MIKVA's experience as a judge in any court. He stated that he could recommend MIKVA for a position as U.S. District Judge but he is not certain about MIKVA's ability to be a judge on the U.S. Court of Appeals. DUNNE stated that he personally believes that all judges should gain experience in lower court positions before being assigned or appointed to higher courts.

CG 77-22636

AAK:meb

On March 21, 1979, RICHARD B. OGILVIE, former Governor, State of Illinois, with offices at the law firm of Isham, Lincoln, and Beale, One First National Plaza, Chicago, Illinois, was interviewed by SA [REDACTED] OGILVIE advised that he has known ABNER J. MIKVA for 25 years, since the time they served together on a Chicago Bar Association committee. OGILVIE stated that he has only had minor social contact with MIKVA, and he termed his relationship with MIKVA as being primarily governmental and professional in nature. He noted that MIKVA and he had served in the Illinois House of Representatives together.

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b7C

OGILVIE stated that MIKVA enjoys a fine reputation for personal integrity, good character, and common sense. Also, MIKVA is free of any biases against racial, religious, or any minority groups, and he has an excellent reputation for being fair and even-tempered.

OGILVIE stated that to the best of his knowledge, MIKVA is of sound mental and physical health.

OGILVIE advised that MIKVA has consistently demonstrated a commitment to equal justice under the law and that he possesses and has demonstrated outstanding legal ability and competence. Again, OGILVIE noted MIKVA's federal and state legislative experience in this regard. OGILVIE feels that MIKVA has an outstanding ability to deal with complex legal problems as well as an aptitude for legal scholarship and writing. Further, MIKVA has a familiarity with courts and court proceedings.

OGILVIE also stated that MIKVA will have no problem managing complicated pretrial and trial proceedings, as well as having the ability to weigh conflicting testimony, to make factual determinations and to communicate skillfully with jurors and witnesses. OGILVIE noted MIKVA's long term success in private law practice, his government service on both the federal and state level, as well as his teaching experience at Northwestern University Law School to support his above statements.

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AAK:meb

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OGILVIE noted that MIKVA and he represent different national political parties and that he has disagreed with MIKVA on several political issues. However, OGILVIE stated that he personally thinks MIKVA is a fine man and is an outstanding candidate for U.S. Court of Appeals Judge. OGILVIE concluded that he strongly recommends MIKVA for the position of U.S. Court of Appeals Judge.

CG 77-22636

AAK:meb

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On March 22, 1979, MICHAEL P. BILANDIC, Mayor, City of Chicago, 212 North LaSalle Street, Chicago, was interviewed by SA [REDACTED]. He advised he has known MIKVA since 1969 when he met him while he was an Alderman for the City of Chicago and MIKVA was involved in state politics.

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BILANDIC stated that MIKVA certainly has the reputation for, and certainly possesses, high personal integrity, excellent character and common sense. MIKVA also has no racial or religious biases, is fair in his dealings with others and is even-tempered. BILANDIC further advised that MIKVA possesses a commitment to equal justice under the laws for all people. BILANDIC reiterated that MIKVA has no prejudices against any class of citizens whatsoever.

BILANDIC stated that MIKVA is definitely of sound mental and physical health. He noted that a person would have to be healthy to endure the difficult political campaigns that MIKVA has engaged in to become an elected federal representative. BILANDIC stated that he admired MIKVA's durability in those campaigns.

BILANDIC advised that MIKVA has consistently demonstrated a commitment to equal justice under the law. BILANDIC also stated he feels MIKVA possesses outstanding legal ability and competence, as evidenced by his successful private law practice and his service in both state and federal legislatures. BILANDIC also feels that MIKVA will be able to deal with complex legal problems and he has an aptitude for legal scholarship and writing. MIKVA further has familiarity with courts and their proceedings.

BILANDIC stated that MIKVA has the ability to and desire to manage complicated pretrial and trial proceedings, the ability to weigh conflicting testimony, make factual legal determinations and to communicate skillfully with jurors and witnesses.

BILANDIC stated he highly recommends MIKVA for the position of U.S. Court of Appeals Judge.

Religious

On March 23, 1979, [redacted] St. Demetrio Greek Orthodox Church, 2727 West Winona Street, Chicago, Illinois, was contacted in reference to a background check for Abner J. Mikva, a potential appointee for the United States Court of Appeals District of Columbia Circuit Court. [redacted] stated that he did not have any information, other than that which he read in the paper, concerning the applicant.

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On March 23, 1979, [redacted] United Methodist Church, 77 West Washington Boulevard, was contacted concerning the applicant's background check. [redacted] stated that he did not have any information concerning the applicant.

On March 23, 1979, [redacted] an Administrative Assistant for the Archdiocese of Chicago, 155 E. Superior, stated that he did not have any information concerning Abner J. Mikva.

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On March 23, 1979, [redacted] a representative of the Lutheran Church, Missouri Synod, Northern Illinois District Office, 77 West Washington, was contacted concerning the applicant and stated that he had no information concerning the background check for Abner J. Mikva.

[redacted] of the Episcopalian Archdiocese of Chicago, 1320 North State, was contacted on March 26, 1979, concerning a background check of Abner J. Mikva. [redacted] stated that he has read of the applicant but has no personal information concerning him.

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MLC:jjp

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UNITED STATES COURT OF APPEALS
219 SOUTH DEARBORN
CHICAGO, ILLINOIS

On March 27, 1979, Thomas E. Fairchild, Chief Judge, advised Special Agent (SA) [REDACTED] that the only contact that he has had with the applicant is by reputation only. Fairchild stated that he once contributed to the applicant's political campaign; and has known applicant mostly as a public figure as a member of Congress. Fairchild stated that the applicant does possess a good reputation for integrity, good character, and common sense. Fairchild stated that he has heard nothing adverse concerning the applicant's reputation for being fair, experienced, even-tempered, and free of any biases against any class of citizens or any religious or racial group. Fairchild stated he knows of nothing adverse concerning the applicant's physical and mental health, commitment to equal justice under the law, or his legal ability and competence.

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Fairchild stated, based on his limited knowledge of the applicant, that he would recommend the applicant for the position of United States Court of Appeals Judge.

CG 77-22636

DEG:jjp

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On March 26, 1979, at Room 2680, Everett McKinley Dirksen Federal Building, 219 South Dearborn Street, Chicago, Illinois, Harlington Wood, Jr., Circuit Judge, United States Court of Appeals, was contacted by Special Agent (SA) [redacted] at which time he provided the following information relative to applicant Abner J. Mikva.

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Judge Wood advised that he had known Mikva since approximately 1960 when Wood was on the Illinois Crime Commission and Mikva was a member of the Illinois Legislature. He advised that at that time an investigation relative to the legislature which did not involve Mikva was being conducted. He advised that he did not know Mikva socially nor had he seen him in court. He stated that Mikva had never been before his court, nor was Mikva before him when he, Wood, had been involved with the Springfield Federal District Court. Wood advised that he did not know Mikva socially and that his contacts with Mikva over the years had been few.

Wood stated that Mikva enjoyed a reputation relative to integrity, good character, and common sense with this reputation going back to the first time he had met Mikva.

Wood advised that to the best of his knowledge Mikva had a reputation for being fair, experienced, even tempered and free of any biases against any class of citizens or any religious or racial group.

Wood stated that he could not comment on the physical or mental health of Mikva.

Wood advised that Mikva appeared to possess a commitment to equal justice under the law.

Wood stated that he was unable to comment on the legal ability and competence of Mikva, as evidenced by his ability to deal with complex legal problems, aptitude for legal scholarship and writing, and familiarity with courts and their processes. He stated however that Mikva did possess substantial legal experience.

Wood advised that he could not comment on the ability or willingness of Mikva to manage complicated pre-trial and trial proceedings, including the ability to weigh conflicting testimony and make factual determinations, and to communicate skillfully with jurors and witnesses.

Wood advised that he could not recommend Mikva to the position of United States Court of Appeals Judge, however, this failure of recommendation was not because of anything derogatory which had come to his knowledge concerning Mikva, just that he has had no exposure to the judicial experiences of Mikva.

CG 77-22636

CTC:jjp

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The following investigation was conducted by
Special Agent (SA) [redacted] on March 21, 1979,
at Chicago, Illinois:

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United States Court of Appeals Judge Walter J.
Cummings, Chicago, Illinois, provided the following
information concerning the applicant Abner J. Mikva:

Judge Cummings has known the applicant for approximately twenty years. This association began when the applicant was working on the political scene in Chicago during the 1960's. He felt that the nomination of the applicant was a fine one and felt that he would make an outstanding Court of Appeals Judge. He possessed a fine reputation in the community for integrity, good character, and common sense. He felt that the applicant had a liberal bent, but the present makeup of the Court of Appeals for the District of Columbia Circuit needed someone of Congressman Mikva's abilities. He maintains a good reputation among his opponents who think that he is a very bright individual. He has a reputation for even tempered decisions and is free of biases against any class of citizens or any religious or racial groups.

Judge Cummings indicated to the best of his knowledge the applicant was in very good health both physically and mentally. He felt that he was very patriotic and possessed a commitment to equal justice under the law for all citizens. He felt that the applicant had outstanding legal ability and was competent in his legal experiences. He felt that his legal scholarship and writing were exceptional. Although he has been a Congressman for sometime and has not been practicing law he felt that this would not hinder his ability to perform the job.

He felt that the applicant had the ability and willingness to manage complicated pre-trial and trial proceedings including the ability to weigh conflicting testimony and make factual determinations. He felt that he was tops in his legal abilities and could communicate skillfully with the jurors and witnesses. The experience that he has gained as a Congressman would complement his ability to perform the duties of a United States Court of Appeals Judge.

Judge Cummings felt that this was the best possible appointment and regretted that the applicant would be leaving his Congressional post. He stated that he has occasional social contacts with the applicant which is mainly in the Chicago area. Although he visits the Washington, D.C., area frequently he rarely ever sees the applicant there. He stated that nothing negative has come to his attention concerning the applicant. Everything that he has heard about the applicant has been outstanding.

Judge Cummings further stated that he would highly recommend Abner Mikva to be on the United States Court of Appeals for the District of Columbia Circuit, Washington, D.C.

CG 77-22636

KJD:jjp

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The following investigation was conducted by
Special Agent (SA) [redacted] on March 22, 1979:

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The Honorable Wilbur F. Pell, Jr., Circuit Judge (USCA), advised that he has had limited personal contact with Abner J. Mikva, Representative, United States Congress. He lives within the applicant's Congressional District and on one occasion, sat next to him on the train from Evanston to Chicago, Illinois. He advised that the applicant has a reputation for high integrity. His Congressional background would be beneficial in legal decisions assigned to him.

Judge Pell advised that he does not always agree with the applicant's political viewpoints. In his opinion, there were other lawyers who were more qualified for this appointment. However, he would recommend this applicant for the position of United States Court of Appeals Judge.

CG 77-22636

KJD:jjp

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The following investigation was conducted
by Special Agent (SA) [REDACTED] on March 23, 1979:

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The Honorable Robert A. Sprecher, Circuit Judge (USCA), advised that he resides within the Congressional District of United States Representative Abner J. Mikva. In his opinion, the applicant has done an outstanding job in Congress. He has read the applicant's Congressional Newsletter and has closely observed his voting record.

While a practicing attorney, Judge Sprecher argued several cases in which the applicant was involved. He indicated that the applicant possessed a high reputation for integrity and ethical standards. He was particularly impressed that the applicant was selected as a Legal Clerk for United States Supreme Court Justice Herman Minton. The very best law school graduates are selected for this position. The applicant also received a great deal of legal experience through this position.

Since the United States Court of Appeals, District of Columbia Circuit rules on many administrative law questions and issues raised by Governmental regulatory agencies, the applicant's Congressional background would be very beneficial to the adjudication of these matters. Judge Sprecher highly recommended the appointment of the applicant as United States Court of Appeals Judge.

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JLF:jjp

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On March 21, 1979, Circuit Judge William J. Bauer, United States Court of Appeals, was interviewed at the Dirksen Building, 219 South Dearborn, Chicago, Illinois, by Special Agent (SA) [REDACTED]

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Judge Bauer advised that he has known Abner J. Mikva since 1957 when both Mikva and Bauer's law partner were freshmen senators in the Illinois State Legislature. Since this meeting Bauer has known Mikva both professionally and personally.

Bauer stated that Mikva possesses, and has a good reputation for, integrity, good character, common sense and that he is experienced, fair, even-tempered, free of biases against any class of citizen or any religious or racial group. Mikva is of sound physical and mental health and has demonstrated a commitment to equal justice under the law. Mikva has demonstrated outstanding legal ability and competence, as evidenced by substantial legal experience and has the ability to deal with complex legal problems. Mikva has the aptitude for legal scholarship and writing, the familiarity with courts and their processes and the ability and willingness to manage complicated pre-trial and trial proceedings, including the ability to weigh conflicting testimony; make factual determinations, and communicate skillfully with jurors and witnesses.

Judge Bauer stated that he would recommend Mikva for the position of United States Court of Appeals Judge and that he believes Mikva will make a fine Judge.

CG 77-22636

GWR:jjp

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The following investigation was conducted by
Special Agent (SA) [REDACTED]

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On March 21, 1979, John W. Cooley, Senior Staff Attorney, United States Court of Appeals, Chicago, Illinois, advised he does not actually know the applicant nor has he ever met with the applicant on a social or professional basis. Cooley advised he could only comment regarding the applicant as to his reputation in the community. Cooley explained he is only aware of the applicant's background through public source information, newspapers, and other forms of media. Cooley advised from this source of information he felt the applicant enjoyed a very suitable reputation in the community and that he was free of any biases against any class of citizens or any religious or racial group.

Cooley advised he felt that he was not in any position to make any further recommendation as to the applicant's suitability for Federal Judgeship because of his lack of personally knowing the applicant. Cooley again reiterated that he only knows the applicant through his reputation.

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DEG:jjp

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On March 21, 1979, at Room 2710A, Everett McKinley Dirksen Federal Building, 219 South Dearborn, Chicago, Illinois, [redacted] Clerk of the Court, was contacted by Special Agent (SA) [redacted] at which time [redacted] advised as follows:

[redacted] advised that he did not know Abner J. Mikva well, although he had seen Mikva appear in court as an attorney. He advised that he had first seen Mikva in approximately 1963 or 1964, that Mikva did not appear regularly in the court but that he had seen him on approximately six or eight occasions.

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[redacted] advised that he had never heard or read anything which would show a deficiency in the integrity, good character, or common sense of Mikva. He stated that to the best of his knowledge Mikva has a reputation for being fair, experienced, even tempered and free of biases against any class of citizens or any religious or racial group.

[redacted] advised that he could not comment on the sound physical or mental health of Mikva other than to state that he could say nothing negative concerning same.

[redacted] advised that as concerned Mikva's commitment to equal justice under the law, he felt that Mikva had in fact possessed and demonstrated such a commitment.

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[redacted] stated that, based upon his observations of Mikva, that individual possessed and has demonstrated outstanding legal ability and competence, as evidenced by substantial legal experience, ability to deal with complex legal problems, aptitude for legal scholarship and writing and familiarity with courts and their processes. He advised that also based on his observation Mikva had the ability and willingness to manage complicated pre-trial and trial proceedings including the ability to weigh conflicting testimony and make factual determinations and to communicate skillfully with jurors and witnesses.

[] advised that the little he did know relative to Mikva was that the individual, in court was always very well prepared, presents cases very well, and has a good overall appearance. He advised that Mikva appeared to know the law very well, knows the facts of each case, can cite cases and was always exceptionally well prepared. He advised that Mikva was very articulate and could express himself exceptionally well. He advised that although he had not read appellate briefs prepared by Mikva that many lawyers "bomb out" when cases get to the Appellate level. He advised that Mikva must have written many briefs and he had never heard anything negative about these briefs although judges often discussed poor quality writings of other attorneys.

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b7C

[] stated that he could provide no information relative to the social life of Abner J. Mikva.

[] advised that he would decline to make a recommendation relative to the appointment of Mikva, not because of his knowledge of negative aspects of Mikva's career or personal life but because he just did not feel he knew the individual well enough. [] advised that if, for example, he were asked to vote "yes" or "no" relative to the appointment of Mikva, he would certainly vote "yes".

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UNITED STATES DISTRICT COURT

The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 26, 1979:

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The Honorable Judge Hubert L. Will, U.S. District
Court, Northern District of Illinois (NDI), advised as
follows:

He has known Mikva professionally since his academic
career began in undergraduate school. At that time, Mikva
was elected Phi Beta Kappa and later he graduated Cum Laude
from law school. He stated Mikva's entire career has been
consistently brilliant and has reflected an outstanding
performance and sensitive concern not only for his private
clients' welfare but for that of the public as well.

Will described Mikva's background as a lawyer
and a legislator as extraordinary and stated he felt it
would be a great benefit to the Nation to have him serve
as a judge. He rated Mikva's physical and mental health
as excellent and added that, because of his superb qualities
of character, intellect, common sense and ability to make
fair and unbiased judgments, he could not urge strongly
enough that Mikva be considered favorably for appointment
to the Court of Appeals.

The Honorable Judge Joel M. Flaum, U.S. District
Court, NDI, advised as follows:

He has known Mikva since the late sixties solely
in a professional capacity. To his knowledge, Mikva is a
good lawyer and possesses a reputation for fairness,
common sense and good character. Flaum advised he is not
well acquainted with Mikva but understands from other sources
that he is unbiased in his judgments and demonstrates a
commitment to equal justice for all under the law. Flaum
added that as far as he knew, Mikva was in good physical
condition and he could think of no reason why he could
not fully recommend Mikva for a position as Court of
Appeals Judge.

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CEW/mtd

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The following investigation was conducted by
Special Agent (SA) [REDACTED] at Chicago,
Illinois:

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On March 21, 1979, the Honorable Abraham L. Marovitz, U.S. District Court Judge for the Northern District of Illinois (NDI), advised he personally knows the applicant very well. He said the applicant possesses integrity, good character and common sense. He advised the applicant is fair, experienced, and free of biases against any class of citizens or racial or religious group. He commented that the applicant is a good American. He advised the applicant is of sound physical and mental health. He stated the applicant is committed to the concept of equal justice under the law. He said the applicant has demonstrated outstanding legal ability and competence as evidenced by substantial legal experience and ability to deal with complex legal problems. He said the applicant has the ability to manage complicated pretrial and trial proceedings based on his experiences gained as a lawyer and a representative in Congress.

The Honorable Judge Marovitz stated he would recommend the applicant for the position of U.S. Court of Appeals Judge.

CG 77-22636

JWS/mtd

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The following investigation was conducted by Special Agent (SA) [REDACTED] on March 22, 1979, at Chicago, Illinois:

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The Honorable Judge J. Sam Perry, U.S. District Court, Northern District of Illinois (NDI), Room 2560, 219 South Dearborn Street, Chicago, was contacted at his office and advised the following:

He has known the applicant for 20 years in a professional capacity. The applicant tried cases in his courtroom numerous times.

Judge Perry stated that the applicant's reputation for integrity, good character, and common sense is 100%. He is fair and has no perceptible biases. As far as Judge Perry has observed, the applicant is of sound physical and mental health. He has demonstrated a commitment to equal justice under law, and if the applicant has any weakness in this area it would make him inclined to support an individual at the expense of a corporation. He has demonstrated outstanding legal ability and is one of the ablest lawyers that Judge Perry has observed; he would rank in the upper ten percent among his peers.

Judge Perry further advised that the applicant is an excellent choice for the Appellate Court. As a good trial lawyer, he is a better choice than many politicians without strong legal backgrounds who are often chosen to fill the position. He is the kind of man who would write his own legal opinions rather than have his law clerks write them.

Judge Perry highly recommends the applicant for the position of U.S. Court of Appeals Judge.

On March 22, 1979, The Honorable Judge Stanley J. Roszkowski, U.S. District Court, NDI, advised the following:

He has known the applicant off and on for 20 years as a personal friend through other friends, as a state legislator, politically, and by reputation.

Judge Roszkowski considers the applicant an excellent person, brilliant lawyer and good politician.

Judge Roszkowski feels he would be fair and free of bias, thinking back over the positions he has taken through the years in the legislature.

Judge Roszkowski considers the applicant an excellent choice for the appointment as a U.S. Court of Appeals Judge.

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WGS/mtd

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On March 20, 1979, Judge John Powers Crowley was interviewed by Special Agent (SA) [REDACTED] Judge Crowley was informed of the purpose of the interview and then provided the following information:

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He stated that he has known Abner Mikva for approximately five or six years on a casual basis. He stated that he knows Mikva both professionally and because Mikva is the congressman from his residential district. He stated that to his knowledge Mikva possesses an excellent reputation in his field and that his integrity is beyond reproach.

Judge Crowley also stated that Mikva is known to be a fair man and that in his opinion, Mikva has devoted his entire life to righting the injustices of prejudice.

Judge Crowley further advised that Mikva has demonstrated outstanding legal ability throughout his career and that he (Crowley) has heard that Mikva graduated first or second in his class at the University of Chicago Law School. Judge Crowley stated that he is confident that Mikva has the ability to handle any courtroom situation. Judge Crowley stated that he knows of no derogatory information regarding Mikva. He further stated that he is aware of the pending appointment of Mikva to the U.S. Court of Appeals and that he personally considers Mikva an excellent choice.

The following investigation was conducted by
Special Agent (SA) [redacted] on March 21, 1979:

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The Honorable Judge George N. Leighton, United States District Court, Northern District of Illinois (NDI), advised the following:

Judge Leighton's friendship with the applicant dates back 15 years. Their acquaintance has continued through bar association activities. The applicant has a reputation for integrity and good character.

Judge Leighton advised the applicant was with the law firm Devoe, Shadue & Plotkin. He has a close friend that was with the firm at the time of the applicant's association who felt the applicant was a hard-working and qualified lawyer.

Judge Leighton advised he knew of the applicant's political views by reputation only, but could see no conflicts and felt he would be free of bias.

Further, he stated he would recommend the applicant for a judicial position in the U.S. Court of Appeals.

The Honorable Judge Nicholas J. Bua, U.S. District Court, NDI, advised the following:

Judge Bua has known the applicant for 16 years and considers him a good friend. The applicant performed before him in the courtroom where he found him to be a very competent lawyer. They also ran on the same ticket in 1976.

Judge Bua advised while the applicant is politically a liberal, he has a fine sense of justice and great respect for the rules of law, therefore, would never inject his own political views when making a judicial decision.

Judge Bua feels the applicant is of the highest caliber and would recommend him without reservation for the position of U.S. Court of Appeals Judge.

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REC/mtd

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On March 20, 1979, John F. Grady, Judge, United States District Court, Northern District of Illinois, advised Special Agent (SA) [REDACTED] that he does not recall having personally met Abner J. Mikva and has no personal knowledge of him. He is familiar with the applicant only through the news media and does not feel that he can comment one way or the other regarding his appointment to the U.S. Court of Appeals, Washington, D.C.

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CG 77-22636

LLC/mtd

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The following investigation was conducted by
Special Agent (SA) Lon L. Christensen on March 21, 1979:

The Honorable Judge Prentice H. Marshall,
U.S. District Court, Northern District of Illinois (NDI),
advised as follows:

The applicant, who he has known for 25 years,
both from the law practice and socially, is known to have
an extraordinary reputation for integrity, good character
and common sense and has a reputation for being fair,
experienced, even-tempered and free of biases against any
class of citizens or any religious or racial group. He
knows the applicant to be in sound physical and mental
health. He absolutely possesses and has demonstrated
commitment to equal justice under law and has demonstrated
outstanding legal ability and competence, as evidenced by
substantial legal experience, ability to deal with complex
legal problems, attitude for legal scholarship and writing
and familiarity with courts and their processes.
Judge Marshall absolutely recommends the applicant for the
position of U.S. Court of Appeals Judge.

CG 77-22636

MMB/mtd

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The following investigation was conducted by
Special Agent (SA) [redacted] on March 21, 1979:

The Honorable Judge Thomas R. McMillen, U.S.
District Court, Northern District of Illinois (NDI),
advised as follows:

He has known Mikva professionally for twenty years, four of which Mikva has been his Congressman. McMillen stated he worked with Mikva on labor union matters when they were both lawyers in private practice. He described Mikva as possessing a reputation for integrity, good character and common sense, but felt he might exercise a bias toward a liberal political philosophy and toward the position of labor unions. McMillen added that he believes Mikva does possess a commitment to equal justice for all under the law and that, as a very able and qualified lawyer, he would dedicate himself to the preservation of this ideal regardless of the position he might hold in the judicial system. McMillen stated that Mikva had substantial legal experience and demonstrated an outstanding ability to deal with complex legal problems. He described Mikva's mental and physical health as excellent and stated his only reservation in recommending him for a judgeship was the fact that he lacked experience in trial work.

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CG 77-22636

DMH/mtd

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On March 22, 1979, Special Agent (SA) [redacted]
[redacted] telephonically interviewed Judge Frank J. McGarr,
U.S. District Court, Northern District of Illinois (NDI).

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Judge McGarr was interviewed for his opinions of Abner J. Mikva, an applicant for the U.S. Court of Appeals, District of Columbia Circuit. Judge McGarr advised that Abner J. Mikva possesses a reputation for integrity and good character, has a reputation for being a fair, experienced citizen, is of sound physical and mental health, possesses a commitment to equal justice and has demonstrated outstanding legal ability and competence with a willingness to manage complicated pre trial and trial proceedings.

Judge McGarr advised that he would recommend Abner J. Mikva for the position of U.S. Court of Appeals Judge.

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MMB/mtd

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The following investigation was conducted by
Special Agent (SA) [REDACTED] on March 21, 1979:

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The Honorable Judge Bernard M. Decker, U.S.
District Court, Northern District of Illinois (NDI),
advised as follows:

He only knows Mikva as a public figure and has
had no relationship with him either socially or professionally.
Decker stated that to his knowledge, Mikva's general reputa-
tion was good and that he knows nothing that would disqualify
him for appointment to a position of trust with the U.S. Court
of Appeals.

On March 21, 1979, James B. Parsons, Chief Judge, United States District Court, Northern District of Illinois (NDI), advised Special Agent (SA) [redacted] that he had first met Abner J. Mikva when he was a senior and the applicant was a freshman in law school in or about 1948. The applicant quickly became well known among the students and faculty at the University of Chicago Law School because of his outstanding legal mind. Judge Parsons said that the applicant was a member of the Order of the Coif, was on the Dean's List, was a Phi Beta Kappa, and was fourth or fifth in his class academically. He again became acquainted with the applicant when the applicant was a partner of one of the Judge's law school classmates. The Judge then came in contact with the applicant when the applicant began working with a group of attorneys including Arthur Goldberg (before he became a Supreme Court Justice) on labor rights. In about 1957, the Judge's children were attending Harvard St. George School, which was one of the first integrated private schools in Chicago. The applicant donated his time to represent the school in legal matters which were caused by the fact that it was integrated. Judge Parsons worked with the applicant in 1963, in organizing the National Conference on Religion and Race and later worked together on the Chicago Conference on Religion and Race. For the past three or four years, the applicant has had a summer home three doors down from Judge Parsons' summer home in Lakeside, Michigan.

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Judge Parsons stated that the applicant's attitude on race relations is very good and that the applicant is very social and human welfare minded. He stated that he believes the applicant's loyalty to the United States Government and to the American form of government to be excellent. Judge Parsons said that when he was a prosecutor and the applicant was a defense counsel, they met in court on a number of occasions and that since he (Judge Parsons) has been on the bench, the applicant has practiced before him on a number of occasions. He said from this experience, his knowledge of the applicant in law school, and from his acquaintance with the applicant as previously described, the applicant has demonstrated a commit-

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ment to equal justice under the law, and possesses outstanding legal ability. He stated that the applicant, in his opinion, possessed the type of legal mind needed for a good Appellate Judge. Judge Parsons stated that the applicant is "unalterably attached to the American form of government" and that he is "very enthusiastic about the prospect of Ab Mikva becoming a judge." Judge Parsons highly recommends the applicant for the position of U.S. Court of Appeals Judge.

CG 77-22636

JMK/hey

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The Honorable Alfred Y. Kirkland, United States District Court Judge, Northern District of Illinois, 219 South Dearborn Street, Room 1946, Chicago, Illinois, telephone number 435-5622, was questioned concerning the applicant, Abner J. Mikva. Judge Kirkland advised he has never met the applicant but has heard positive statements made by associates of the applicant. Judge Kirkland advised he knew that Mr. Mikva had served as a clerk to a United States Supreme Court Justice, and felt those credentials were acceptable as a measure of Mr. Mikva as a person and a potential member of the United States Court of Appeals. Judge Kirkland felt that Abner Mikva possessed, and has a reputation for, integrity, good character and common sense.

Judge Kirkland concluded by saying he thinks the applicant also possesses judicial temperament and would make an excellent choice as a member of the United States Court of Appeals.

Judge Kirkland was interviewed on March 21, 1979.

CG 77-22636

JMK/hey

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The Honorable Julius J. Hoffman, United States District Court Judge, Northern District of Illinois, 219 South Dearborn Street, Room 1764, Chicago, Illinois, telephone number 435-5634, was questioned concerning the applicant, Abner J. Mikva. Judge Hoffman advised he does not personally know the applicant, but does know Mr. Mikva to be active politically. Judge Hoffman stated that he has not heard anything negative regarding the applicant through his associates. Judge Hoffman advised that he did not believe Mr. Mikva has ever appeared in court before him.

Judge Hoffman concluded by saying he did not feel it would be fair to make any comment regarding the applicant since he has not had any professional or social contact with the applicant.

Judge Hoffman was interviewed on March 21, 1979.

NEWSPAPER MORGUE

On March 23, 1979, the files of the Editorial Department Information Center, "The Chicago Tribune", a daily newspaper at 435 North Michigan Avenue, Chicago, Illinois, revealed numerous clippings from 1959 to 1979, mentioning applicant's name. These clippings most commonly mentioned some action being taken or considered by either the Illinois legislature or U.S. Congress and then mentioned that applicant is a representative. Occasionally, the article would mention that applicant supported some legislation. Frequently, the applicant was mentioned as supporting some kind of gun control law, public financing of congressional elections, an intern program for high school students so they could learn about government, the National Energy Act and Revenue Act of 1978. A number of articles comment on the various close elections in which applicant has been a candidate. There are human interest articles; for instance, how the applicant and his wife live separate lives together and the derivation of the Mikva name from an old Hebrew word. The applicant originally ran for office as a political independent and was opposed by the late Mayor Richard Daley, who came to admire the applicant as his neighbor (in their summer homes in Michigan).

CG 77-22636

CREDIT AND ARREST

On March 21, 1979, the files of the Credit Information Corporation of Chicago were examined at the request of Special Clerk (SC) [redacted] Applicant has been listed in their files since November, 1966, with a satisfactory credit rating.

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On March 21, 1979, the arrest records of the Chicago Police Department were checked at the request of SC [redacted] without locating any record identifiable with the applicant, his [redacted] On March 28, 1979, these records were rechecked without locating any record identifiable with applicant's [redacted]
[redacted]

On March 19, 1979, computerized driver's license records maintained by the Secretary of State for Illinois were checked with the result that applicant has a current driver's license with no restrictions or stops in effect and no convictions during the last twelve months.

CG 77-22636

DDD/smg

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The following investigation was conducted by Special Clerk (SC) [REDACTED] on March 23, 1979, at Evanston, Illinois:

[REDACTED] Records Clerk, Evanston Credit Bureau, advised that there are no records available concerning the applicant or his wife.

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[REDACTED] Records Clerk, Evanston Police Department, advised that no record was available concerning the applicant, his wife or daughter.

MISCELLANEOUS

The February 8, 1956, issue of Hyde Park Herald, a neighborhood newspaper in the Hyde Park section of Chicago, Illinois, revealed the creation of "The Committee to Elect ABNER MIKVA," a young attorney residing at 1105 Hyde Park Boulevard, who was then seeking the nomination for State Representative (to the Illinois Legislature) from the 23rd District for a major political party.

On February 15, 1956, CG T-1, who has furnished reliable information in the past, advised that a meeting of the Hyde Park Housing and Political Action Club (HHPAC), CP, USA, District 8, was held at 5430 South Kimbark Avenue, Chicago, Illinois, on February 13, 1956. A member of HHPAC at that meeting made remarks concerning the MIKVA campaign, indicating that MIKVA thinks the same as "we do". The member also said that two other members of HHPAC had been to see MIKVA and interviewed him, stating they told MIKVA that they are throwing all of their weight behind him and he must get nominated. Informant's interpretation of this statement was that in his opinion these individuals had explained to MIKVA that the CP was supporting him and he was in agreement with their policies.

CG T-1 is not available for re-contact.

A characterization of the CP, USA, is in the Appendix to this report.

On February 29, 1956, CG T-1 reported regarding a meeting of HHPAC held on February 27, 1956. The chairman of the meeting discussed the coming election and referred to ABNER MIKVA, who was running for State Representative from the 23rd District, as being supported by this club. The chairman indicated that MIKVA is a sure winner and "We can feel pretty good ourselves if he wins as we are his most staunch promoters and we can be sure he will return our favor if elected."

MISCELLANEOUS (Cont.)

On March 22, 1956, CG T-1 advised that CG T-1 attended a political meeting for the benefit of ABNER J. MIKVA. MIKVA made a speech at the meeting indicating that when he was elected he was going to bring about abolishment of garnishments on wages of laborers, provide equal housing for everybody in his district and that he was going to support labor unions all the way. He further indicated that he was a supporter of the NAACP and it was his aim to get equal facilities for all races in the Hyde Park area. Furthermore, he would support the Democratic organization all the way in an effort to get rid of the EISENHOWER administration. CG T-1 advised the only CP members in attendance were CG T-1 and one other.

On November 19, 1963, CG T-1 advised that CG T-1 attended a meeting at 1143 East 50th Street, Chicago, Illinois, on November 15, 1963, and it was not announced what type of meeting this was, however, during the course of the meeting the Communist Party was referred to and it appeared those present were members of the CP. One person at this meeting said that MIKVA is a liberal and working for "us".

CG T-2, who has furnished reliable information in the past, advised CG T-2 attended a meeting of the State Board, CP of Illinois on December 22, 1964, at Chicago, Illinois. One member at the meeting referred to the organized progressive liberal bloc in Congress and indicated that the Illinois District must also try and develop such a progressive bloc in the State Legislature, and this perhaps could be done around Representative MIKVA and another representative.

CG T-2 is not available for re-contact.

CG T-2 advised that at another meeting of the State Board held on December 14, 1965, MIKVA was proposed as the candidate they should support to defeat O'HARA in the second Congressional District.

CG T-2 advised that during a CP meeting held on March 1, 1968, Chicago, Illinois, they discussed the problems in the Second Congressional District as a result of a major political party choosing ABNER MIKVA to run. Some felt they should endorse no candidate and others felt it was a betrayal if they did not run an independent candidate.

MISCELLANEOUS (Cont.)

CG T-3, who has furnished reliable information in the past, advised concerning a meeting of CP State Committee on January 24 - 25, 1970, at Chicago, members were urged to concentrate work on peace and antireactionary candidates to Congress, such people as MIKVA and others.

CG T-3 is not available for re-contact.

On March 28, 1979, confidential sources familiar with some CP, USA, activity in the Chicago area advised they are acquainted with applicant, who has never been a member of the CP even though the CP has supported him as a candidate for public office in years past.

APPENDIXCOMMUNIST PARTY, USA (CPUSA)

Title 50, U. S. Code, Section 781 (Internal Security Act of 1950) stated that, as a result of evidence adduced before various committees of the Senate and House of Representatives, Congress found the existence of a world communist revolutionary movement, whose purpose is to establish a communist totalitarian dictatorship in the world's countries through the medium of a world-wide communist organization. Communist action organizations in various countries endeavor to carry out the objectives of the world communist movement by bringing about the overthrow of existing governments by any means. The communist organization in the United States -- the CPUSA -- pursuing its stated objectives, presents " a clear and present danger to the security of the United States." The Subversive Activities Control Board, established by Section 791 of the above Act, found the CPUSA to be a communist action organization. This finding was upheld by the United States Supreme Court in June, 1961. The CPUSA has continued to be an arm of the international communist movement dominated by the Soviet Union. The CPUSA, in its dependence on the Soviet Union, has never knowingly adopted a position contrary to Soviet policy. Its leaders frequently confer with Soviet leaders to receive guidance and direction on the policies the CPUSA is to follow. There has been no evidence that the primary aims of the CPUSA, as they conform to Soviet objectives, have changed over the years.

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FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	_____
Dep. AD Adm.	_____
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Training	_____
Public Affs. Off.	_____
Telephone Rm.	_____
Director's Sec'y	_____

FM FBI WASHINGTON FIELD (77-107060) (P)

TO DIRECTOR FBI ROUTINE

FBI ST. LOUIS ROUTINE

BT

UNCLAS

ABNER J. MIKVA, DEPARTMENTAL APPLICANT, JUDGE, U.S. COURT
OF APPEALS, DISTRICT OF COLUMBIA.

Emp Sec & Spec
Inq Section
#823 JEN TL# 251

RE WFO REPORT TO BUREAU DATED MARCH 26, 1979.

INVESTIGATION AT WASHINGTON, D. C. (WDC), REFLECTS
ADDITIONAL PART TIME EMPLOYMENT NOT LISTED BY APPLICANT.
FROM SEPTEMBER, 1947, TO JANUARY, 1948, APPLICANT WAS A
CREDIT INVESTIGATOR FOR RETAILERS COMMERCIAL AGENCY, 1212
OLIVE STREET, ST. LOUIS, MISSOURI, SUPERVISOR: [REDACTED]

LEAD. ST. LOUIS. AT ST. LOUIS, MISSOURI. VERIFY
EMPLOYMENT. REPORT RESULTS TO BUREAU.

BT

#0054

NNNN

77-137689-28

NOT RECORDED

22 SEP 27 1979

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN BUREAU	DATE 4/2/79	INVESTIGATIVE PERIOD 3/26/79 - 3/30/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY lkw
		CHARACTER OF CASE DAPLI	b6 b7C

REFERENCE: WFO report to Bureau dated 3/26/79.

- P -

ADMINISTRATIVE:

All persons contacted were advised of the Privacy Act of 1974; and none requested confidentiality.

LEADS

WASHINGTON FIELD

AT WASHINGTON, D.C. Civil Rights leaders, Labor Leaders, D.C. Government Officials, personal physician, OPM and IRS outstanding.

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
								PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED *NS* SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

COPIES MADE:
3 Bureau
1-WFO (77-107060)

77-137661-29

NOT RECORDED

22 SEP 27 1979

Dissemination Record of Attached Report				
Agency				
Request Recd.	1 cc - Office of Associate Attorney General			
Date Fwd.	4-11-79			
How Fwd.				
By	2-1-79			

Notations

CC TO WH STAFF
RR 8/12/94
AUG 17 1994
ANS BY [Signature]

- A* -

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]

Office:

Washington, D.C.

Date:

4/2/79

Bureau File #:

Field Office File #:

77-107060

Title:

ABNER J. MIKVA

b6
b7C

Character:

DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA

Synopsis: Employment at Supreme Court of the United States verified and favorable. Reference and associates in the U.S. House of Representatives favorable and recommend. Political leaders who know MIKVA favorable.

- P -

DETAILS: AT WASHINGTON, D.C.

WFO 77-107060

AJD:dmm

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Supreme Court of the United States

— On March 27, 1979, SA [] review
the Official Personnel File (OPF) for the applicant,
Representative ABNER J. MIKVA of Illinois. This OPF
contained the following information:

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ABNER JOSEPH MIKVA was appointed a Law Clerk
to Associate Justice SHERMAN MINTON on August 13, 1951.
This appointment terminated on July 12, 1952.

At the time of his appointment in August, 1951,
Mr. MIKVA's residence address was listed as 1411 Martha
Custis Drive, Alexandria, Virginia. His forwarding
address at the time of his termination was listed as
Apartment 2B, 8026 South Ingleside, Chicago, Illinois.
His salary was listed as \$4,757.50 per annum.

It is to be noted that former Associate Justice
SHERMAN MINTON is deceased.

WFO 77-107060

AJD:dmm

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ASSOCIATES IN THE U. S. HOUSE OF REPRESENTATIVES

The following interviews were conducted by
SA [redacted] on March 28, 1979.

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The Honorable THOMAS P. O'NEILL, Jr., Massachusetts, Speaker of the House, advised as follows:

Mr. O'NEILL is aware that Representative ABNER J. MIKVA of Illinois, is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit. Mr. MIKVA has served in the House as the Representative of the 10th Congressional District of Illinois, since the outset of the 91st Congress in January, 1969.

Mr. O'NEILL described Mr. MIKVA as being an extremely talented individual who possesses one of the brightest minds in the House of Representatives. Mr. MIKVA is one of the most respected Members of the House and is a diligent and hardworking Congressman. Mr. MIKVA is likewise a very knowledgeable individual who is noted for his fairness and candor in his dealings with others. Mr. MIKVA is a very learned, cultured person, and in everyway that one would measure him, he is eminently qualified for appointment to a responsible judicial position of trust. Mr. O'NEILL recommended Mr. MIKVA, without reservation, for appointment to the position of U. S. Circuit Judge.

Representative PAUL SIMON, Illinois, who is a reference for the applicant, advised as follows:

Mr. SIMON has known Representative ABNER J. MIKVA of Illinois, both personally and professionally for approximately the past 25 years and holds him in very high esteem. Mr. SIMON noted that he and Mr. MIKVA served in the Illinois Legislature together and they have likewise been closely associated as colleagues in the House of Representatives.

Mr. SIMON described Mr. MIKVA as being a man of the highest integrity and a man of unquestioned loyalty to his country. It is his belief that Mr. MIKVA is qualified in every respect for appointment to a responsible judicial position of trust. He possesses a very fine legal mind and has the temperament required of a Judge. Mr. MIKVA enjoys the respect and admiration of his colleagues in the House and is especially noted for his consideration of others. Mr. SIMON recommended Mr. MIKVA without reservation, for appointment to the position of U. S. Circuit Judge.

Representative DAN ROSTENKOWSKI, Illinois, advised as follows:

Mr. ROSTENKOWSKI has known Representative ABNER J. MIKVA of Illinois, both personally and professionally for approximately the past 22 years. Mr. ROSTENKOWSKI's Congressional District and Mr. MIKVA's District adjoin each other. In addition to their service in the U. S. Congress, Mr. ROSTENKOWSKI and Mr. MIKVA also served together in the Illinois Legislature.

Mr. ROSTENKOWSKI described Mr. MIKVA as being a very enlightened legislator who has always been noted for being tactful and considerate in his dealings with his professional colleagues. As an example of this, Mr. MIKVA successfully handled some extremely large and complexed issues that were of direct concern to his Congressional District. His professional conduct has earned him the respect of his associates in the House.

Mr. ROSTENKOWSKI went on to say that he is aware that Mr. MIKVA enjoys an excellent reputation among the legal community of the State of Illinois. Mr. MIKVA possesses a fine legal mind and also has the temperament necessary for a Federal Judge. Mr. ROSTENKOWSKI emphasized that he knows of nothing in Mr. MIKVA's background which would in anyway reflect adversely upon him. He is a man very much dedicated both to his country and to the work of the Congress. Mr. ROSTENKOWSKI recommended Mr. MIKVA, without reservation, for appointment to the position of U. S. Circuit Judge.

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Representative EDWARD J. DERWINSKI, Illinois, advised as follows:

Mr. DERWINSKI has known Representative ABNER J. MIKVA on a professional basis for approximately the past 23 years. He too served in the Illinois Legislature with Mr. MIKVA.

Mr. DERWINSKI described Mr. MIKVA as being a man who is intellectually honest and a man of conviction. Although Mr. DERWINSKI and Mr. MIKVA are of differing political philosophies, he has an enormous amount of respect for Mr. MIKVA as a person. Mr. MIKVA is a man of unquestioned personal integrity and an individual who is very much dedicated to his country and its institutions. Mr. MIKVA possesses a superb intellect and has all those qualities that one would want to find in a person being considered for appointment to a responsible judicial position. Mr. DERWINSKI recommended Mr. MIKVA for appointment to the position of U. S. Circuit Judge.

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The following interviews were conducted by
SA [redacted] on March 27, 1979:

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Representative ROBERT W. KASTENMEIER, Wisconsin, advised as follows:

Mr. KASTENMEIER has known Representative ABNER J. MIKVA of Illinois, both professionally and personally, since the time Mr. MIKVA first took his seat as the Representative of the 10th Congressional District of Illinois in January, 1969. Mr. KASTENMEIER emphasized that he, personally, has the greatest admiration and respect for Mr. MIKVA. He is aware that Mr. MIKVA served as a Law Clerk to the late Supreme Court Justice SHERMAN MINTON, and described Mr. MIKVA as being a man who is unusually well qualified for appointment to a high judicial office.

Mr. KASTENMEIER went on to say that as a Judge, Mr. MIKVA will have to speak his mind and take positions of public importance. It is his belief that Mr. MIKVA has the courage to take these position as required. Mr. MIKVA is a very constructive individual and is widely respected by his colleagues in the House of Representatives. He further described Mr. MIKVA as being an extremely conscientious Congressman and a patriotic American. In that regard, Mr. MIKVA is, in the opinion of Mr. KASTENMEIER, as fine a citizen of this land as the nation has ever produced.

Mr. KASTENMEIER emphasized that he has no reservations about supporting Mr. MIKVA for appointment to a responsible judicial position of trust. Mr. KASTENMEIER recommended Mr. MIKVA, without reservation, for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the the District of Columbia Judicial Circuit.

Representative PHILLIP BURTON, California, advised as follows:

Mr. BURTON has known Representative ABNER J. MIKVA of Illinois, as both a professional colleague and as a

WFO 77-107060

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personal friend since the time Mr. MIKVA was first elected to the Congress in January, 1969. He described Mr. MIKVA as being a "totally marvelous human being" in every respect. He is a man who has demonstrated his devotion to his country and to its institutions. Mr. BURTON commented most favorably with regard to the applicant's character, integrity, and ability. Mr. MIKVA is a man who is widely admired by his colleagues in the Congress.

Mr. BURTON is aware that Mr. MIKVA is being considered for appointment to the position of Circuit Judge of the U. S. Court of Appeals for the District of Columbia Judicial Circuit and he recommended him, without reservation, for appointment to this responsible judicial position of trust.

WFO 77-107060

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Political Leaders

The following investigation was conducted by
SA [redacted] at Washington, D. C.:

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On March 27, 1979, [redacted] Secretary to
JOHN C. WHITE, Chairman, Democratic National Committee,
1625 Massachusetts Avenue, N.W., Washington, D. C., advised
that Chairman WHITE, who was unavailable for interview, was
acquainted with the applicant and had authorized [redacted]
to speak on his behalf.

Chairman WHITE is unfamiliar with any legal abilities
of applicant as WHITE was acquainted with applicant while
applicant was a U. S. Congressman. WHITE spoke highly of
applicant's character, reputation, associates and loyalty
and recommended applicant for the position of Judge, U. S. Court
of Appeals.

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WFO 77-107060

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POLITICAL LEADERS

The following investigation was conducted at Washington, D.C. by SA [REDACTED]

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On March 29, 1979, ROBERT B. WASHINGTON, JR., Chairman, Democratic State Committee, 1120 Connecticut Avenue, N.W., Suite 1010, Washington, D.C. was contacted and advised that although he has heard of applicant in a professional capacity, he does not feel that he is well-acquainted enough to make a qualified statement regarding applicant's judicial abilities. WASHINGTON knew of no information which would preclude applicant meeting the responsibilities of the bench.

WFO 77-107060

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The following investigation was conducted by
SA [redacted] at Washington, D.C. (WDC):

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On March 27, 1979, [redacted] to
PAUL HAYS, Chairman, Republican Central Committee, 1735
Connecticut Avenue, N.W., WDC, advised that Chairman HAYS had
authorized her to speak in his behalf and while Chairman HAYS
was familiar with applicant as a Congressman from Illinois,
he felt that he was not in a position to comment on
Congressman MIKVA's judicial capabilities.

WFO 77-107060

TET:lkw.

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The following investigation was conducted by
SA [redacted] at Washington, D.C. (WDC).

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On March 23, 1979, [redacted]
to WILLIAM BROCK, III, Chairman, Republican National
Committee, 310 1st Street, S.E., WDC, advised that
Chairman BROCK is out of town for one month and is, therefore,
unavailable for comment.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE HOUSTON	OFFICE OF ORIGIN BUREAU	DATE 4/2/79	INVESTIGATIVE PERIOD 4/2/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY ear
		CHARACTER OF CASE DEPARTMENTAL APPLICANT - JUDGE, U.S. COURT OF APPEALS, DISTRICT OF COLUMBIA	
		Buded 3/29/79	

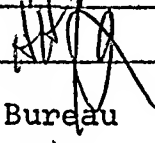
REFERENCE: Bu teletype to HO, 3/28/79.

- RUC -

ADMINISTRATIVE

Where appropriate, Privacy Act (e) (3)
data was furnished to persons interviewed.
Express promises of confidentiality,
both limited and unlimited, have been
noted where granted.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
							PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED 	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: ③ - Bureau 1 - Houston (77-6965)		77-137689-30
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		APR 9 1979

Dissemination Record of Attached Report					Notations
Agency	Request Recd.	Date Fwd.	How Fwd.	By	
	cc - Office of Associate Attorney	General			Spec. Ind.

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UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

SA [REDACTED]

Office: Houston, Texas

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Date:

4/2/79

Field Office File #:

77-6965

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT - JUDGE
U.S. COURT OF APPEALS
DISTRICT OF COLUMBIA

Synopsis:

Acquaintance, [REDACTED] recommends applicant.

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- RUC -

DETAILS:

On April 2, 1979, [REDACTED] Attorney, Schiff, Hardin, and Waite, 7200 Sears Tower, Chicago, Illinois, was contacted by SA [REDACTED] at [REDACTED]

[REDACTED] advised he has known MIKVA as a good friend since 1969, when he worked as a [REDACTED] MIKVA. He has worked as [REDACTED] worker for MIKVA, also. He has observed MIKVA in private and public meetings. [REDACTED] advised he believes MIKVA has an excellent knowledge of the law and his temperament is very well-suited for a judicial position. He believes MIKVA has worked hard as a legislator to improve the laws that affect minorities. He is unaware of any information which would reflect adversely on MIKVA's character, reputation, associates, or loyalty to the government. [REDACTED] advised he has not practiced law before MIKVA, but he believes MIKVA is very well-versed in the law. [REDACTED] recommends MIKVA highly for a position of trust.

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FM ST. LOUIS (77-44103) (RUC)

TO DIRECTOR ROUTINE

ATLANTA ROUTINE

BT

UNCLAS

ABNER J. MIKVA, DAPLI, JUDGE, U.S. COURT OF APPEALS, DISTRICT OF COLUMBIA.

RE WASHINGTON FIELD TELETYPE TO ST. LOUIS, MARCH 31, 1979, AND ST. LOUIS FACSIMILE OF FD-406 TO ATLANTA, APRIL 2, 1979.

APPLICANT BORN JANUARY 21, 1926, MILWAUKEE, WISCONSIN, SSAN 394-16-5242. INVESTIGATION AT WASHINGTON, D.C. REFLECTS ADDITIONAL PART-TIME EMPLOYMENT NOT LISTED BY APPLICANT. FROM SEPTEMBER, 1947, TO JANUARY, 1948, APPLICANT WAS A CREDIT

INVESTIGATOR FOR RETAILERS COMMERCIAL AGENCY, 1212 OLIVE STREET, ST. LOUIS, MO., SUPERVISOR: [REDACTED] INVESTIGATION AT ST. LOUIS, MO., DETERMINES EMPLOYMENT RECORDS FOR THE DATE MAINTAINED AT RETAILERS COMMERCIAL AGENCY HOME OFFICE 1776 PEACHTREE ROAD, N.W., SUITE 550, ATLANTA, GA., PHONE 404-634-4293 OR AT PARENT COMPANY, EQUIFAX CORPORATE HUMAN RESOURCES COMPANY, 1600 PEACHTREE

Assoc. Dir.	
Dep. AD Adm.	
Dep. AD Inv.	
Asst. Dir.:	
Adm. Serv.	
Crim. Inv.	
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57 OCT 18 1979

PAGE TWO SL 77-44103 UNCLAS

STREET, N.W., P.O. BOX 4081, ATLANTA, GA. 30302, PHONE

1-800-241-1896.

ATLANTA AT ATLANTA, GEORGIA, VERIFY EMPLOYMENT, FOLLOW DAPLI
INSTRUCTIONS. REPORT RESULTS TO BUREAU.

BT

#

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RR HQ

DE NY 0018

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FM NEW YORK (77-39018) (P)

TO DIRECTOR ROUTINE

BT
ST
U N C L A S

ABNER J. MIKVA, DAPLI, JUDGE, UNITED
STATES COURT OF APPEALS, DISTRICT OF
COLUMBIA CIRCUIT, BUDED: MARCH 26, 1979
WITH FAIL (B)

RESL TELETYPE TO DIRECTOR, DATED MARCH 22, 1979.

NEW PROCEDURES FOR VERIFYING EMPLOYMENT RECORDS
METROPOLITAN LIFE INSURANCE COMPANY AT NEW YORK NOW DIRECT
THAT A LETTER BE SENT TO THE CORPORATE VICE PRESIDENT WITH
RELEASE.

BUREAU REQUESTED TO DIRECT NEAREST FIELD OFFICE TO NEW YORK
THAT HAS COPY OF RELEASE FORM TO SENT IT TO NEW YORK WHICH IN
TURN WILL HANDLE UNDER THE NEW PROCEDURES.

BT

4 APR 79 00 41z

RECEIVED
FEDERAL BUREAU
OF INVESTIGATION
COMMUNICATIONS SECTION

Assoc. Dir.	
Dep. AD Adm.	
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Adm. Serv.	
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Telephone Rm.	
Director's Sec'y	

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Inq. Section
1223 JEH TL# 231

NOT RECORDED

22 SEP 27 1979

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57 OCT 31 1979

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ALEXANDRIA	OFFICE OF ORIGIN BUREAU	DATE 4/5/79	INVESTIGATIVE PERIOD 3/26/79 - 4/2/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY pas
		CHARACTER OF CASE DEPARTMENTAL APPLICANT JUDGE UNITED STATES COURT OF APPEALS DISTRICT OF COLUMBIA CIRCUIT (B)	

REFERENCE: Alexandria report to the Bureau, 3/29/79.

-RUC-

ADMINISTRATIVE DATA: All individuals contacted were apprised of the provisions of the Privacy Act, and those requesting confidentiality have been so noted.

ACCOMPLISHMENTS CLAIMED					<input checked="" type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		

APPROVED *K/MS* SPECIAL AGENT
IN CHARGE

COPIES MADE:

DO NOT WRITE IN SPACES BELOW

77-137689-33		
NOT RECORDED		
7 APR 9 1979		

- ③ - Bureau
1 - Alexandria (77-5482)

Dissemination Record of Attached Report				
Agency				
Request Recd.	cc - Office of Associate Attorney General			
Date Fwd.	4-11-79			
How Fwd.				
By				

Photo of
RR 8/12/94
AUG 17 1994
ANS BY
Shepherd

57 OCT 18 1979

A*
COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:
Date:SA [REDACTED]
4/5/79

Office: Alexandria, Virginia

b6
b7C

Field Office File #: 77-5482

Bureau File #:

Title: ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE
UNITED STATES COURT OF APPEALS
Synopsis: DISTRICT OF COLUMBIA CIRCUITNeighborhood investigation found favorable.
CIA check disclosed no pertinent identifiable
information.

-RUC-

DETAILS:The following investigation was conducted by
Special Agent [REDACTED]b6
b7CNEIGHBORHOOD3000 Spout Run Parkway
Arlington, Virginia
June 1, 1975 - Present

[REDACTED] Cardinal House Apartments, 3000 Spout Run Parkway, Arlington, Virginia, advised on April 2, 1979, that the applicant has lived there in Apartment D-603 from June 1, 1975, until the present. She stated that the applicant has been an ideal tenant and presented no problem. She stated that the applicant seems to have that reputation in the building. She further advised that the policy of the Cardinal House Apartments is to allow uninvited visitors only to the reception area of the building. She added, that it is doubtful that any of MIKVA'S neighbors would know him anyway.

AX 77-5482

AGENCY CHECK

Special Clerk [] caused a search to be made of the files of the Central Intelligence Agency, and was advised on April 2, 1979, that the files contained no pertinent identifiable information concerning the applicant.

b6
b7c

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN BUREAU	DATE 4/10/79	INVESTIGATIVE PERIOD 3/30/79-4/9/79
TITLE OF CASE ARNER J. MIKVA		REPORT MADE BY SA [REDACTED]	TYPED BY jl
		CHARACTER OF CASE DAPLI	b6 b7C

REFERENCE: WFO report to Bureau dated 4/2/79.

-P-

ADMINISTRATIVE

Where appropriate, Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted.

LEADSWASHINGTON FIELD

AT WASHINGTON, D.C. Labor Leaders and OPM outstanding.

ACCOMPLISHMENTS CLAIMED					<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
							PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
							PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED <i>NS</i>	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: 3- Bureau 1- WFO (77-107060)		77-107060-35
<i>Photo with staff 8/12/94</i>		NOT RECORDED 22 SEP 27 1979
<i>Sheff</i>		

Dissemination Record of Attached Report					Notations
Agency					
Request Recd.					
Date Fwd.	7-09-82	4-11-79			
How Fwd.					
By					

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of:
Date:SA [REDACTED]
4/10/79

Office: Washington, D.C.

b6
b7C

Field Office File #:

77-107060

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA

Synopsis:

Personal Physician advised that MIKVA is physically capable of handling the duties of a Judge. Applicant not known to Corporation Counsel, WDC, or Chief of Police, WDC. Mayor declined to comment on applicant. Civil Rights leaders set forth.

-P-

DETAILS: AT WASHINGTON, D.C.

WFO 77-107060

AJD:jlw

1

Personal Physician

On April 2, 1979, Freeman H. Cary, M. D.,
Attending Physician U S. Congress, was interviewed
by SA [redacted] Dr. Cary advised as follows:

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b7C

Dr. Cary stated that he has served as the
personal physician to Representative Abner J. Mikva
of Illinois and he is aware that Mr. Mikva is being
considered for appointment to the position of Circuit
Judge of the U. S. Court of Appeals for the District
of Columbia Judicial Circuit. It is the opinion of
Dr. Cary that, from a medical standpoint, Representative
Mikva is capable of handling the duties of a United
States Circuit Judge.

WFO 77-107060

OLP:sjs

1

District of Columbia Government Officials

The following investigation was conducted by
SA

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On March 23, 1979, Chief BURTELL M. JEFFERSON, Metropolitan Police Department, Washington, D.C. (WDC), advised that the applicant is not known to him and therefore he would have no comment regarding his qualifications for a position of trust with the Government.

On March 31, 1979, Mayor MARION S. BARRY, JR., WDC, advised that he would prefer not to comment on the applicant's qualifications at this time.

On March 31, 1979, Mr. LOUIS P. ROBBINS, Acting Corporation Counsel for the District of Columbia, advised that he is aware that the applicant is presently a U.S. Congressman from Illinois, but he is not personally acquainted with him.

WFO 77-107060

DMB:jl

1

CIVIL RIGHTS LEADERS

The following investigation was conducted at Washington, D.C., by Special Agent [] on April 6, 1979.

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Mr. WILLIAM DAVIS, Executive Director, United Planning Organization (UPO), advised that he is not acquainted with applicant.

Mr. DAVID BRODY, Director, B'Nai B'Rith, Anti-Defamation League, advised that he has been acquainted both personally and professionally with applicant for over fifteen years. He stated that applicant is currently a Congressman, and is a top flight individual. He stated that he is of the opinion that this applicant's appointment to the bench would definitely be an asset to our judicial system. He related that he has no knowledge of information that would adversely reflect on applicant. He stated that he would recommend applicant for a position of trust without hesitation.

Mr. ARRINGTON DIXON, Chairman, D.C. City Council, advised that he is not acquainted with the applicant.

Mrs. ALTHEA SIMMONS, Director, Washington Bureau, NAACP, advised that she does not know applicant personally. She did state that based on his reputation, that there are some questions in the Black community as to his judgement and temperament. She did not elaborate further, other than to state that she does not feel that she is in a position to make a recommendation either for or against applicant.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE WASHINGTON FIELD	OFFICE OF ORIGIN BUREAU	DATE 4/19/79	INVESTIGATIVE PERIOD 4/11-18/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA 	TYPED BY d11
<p>Information of this report will be furnished with all information when it is received.</p>		CHARACTER OF CASE DAPLI.	
		b6 b7C	

REFERENCE: WFO report of 4/10/79.

- RUC -

ADMINISTRATIVE:

"Where appropriate; Privacy Act (e) (3) data was furnished to persons interviewed. Express promises of confidentiality, both limited and unlimited, have been noted where granted."

ACCOMPLISHMENTS CLAIMED <input type="checkbox"/> NONE						ACQUIT-TALS	CASE HAS BEEN: PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES		
APPROVED <i>7/5/81</i>						SPECIAL AGENT IN CHARGE	
COPIES MADE: 3-Bureau 1-WFO (77-107060)						DO NOT WRITE IN SPACES BELOW	
						77-107060-34	
						NOT RECORDED	
						22 SEP 27 1979	
Dissemination Record of Attached Report						Notations	
Agency						<i>Att. Staff</i> <i>8/12/94</i> <i>SLC/RCJ</i>	
Request Recd.							
Date Fwd.	1 CC - Office of Associate Attorney General <i>4-26-79</i>						
How Fwd.							
By							

57 OCT 18 1979

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:
Date:

SA [REDACTED]
4/19/79

Office: Washington, D. C.

b6
b7C

Field Office File #:

77-107060

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA

Synopsis:

Labor Leaders interviewed. OPM, no record.

- RUC -

DETAILS: AT WASHINGTON, D. C.

SC [REDACTED] caused a search to be made of the files of the Office of Personnel Management, and was advised on April 10, 1979, that no record was found concerning the applicant.

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WFO 77-107060

RSM:lmg

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LABOR LEADERS

The following investigation was conducted by
SA [redacted] between March 30, 1979 and April 16,
1979.

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LANE KIRKLAND, Secretary/Treasurer, AFL/CIO, 815 16th Street, N.W., Washington, D. C., advised that he has been professionally associated with the applicant for approximately eight years. KIRKLAND described the applicant as a highly intelligent, capable and competent individual. He stated that he has not always agreed with the applicant's position on various types of matters however he does consider the applicant, dedicated and hardworking. He added that he felt the applicant has always exhibited to him good judgment and even-temperament. He felt that the applicant would be impartial, unbiased and objective. KIRKLAND stated that the applicant's professional reputation and personal ethics are of the highest caliber. His character, associates, reputation and loyalty to the U. S. Government are beyond question, and he highly recommended the applicant for a position of trust and responsibility as a judge on the U. S. Court of Appeals for the District of Columbia.

ELLIOTT BREDHOFF, Attorney, Special Counsel for the United Steel Workers of America and General Counsel for the Industrial Union Department, AFL/CIO, 1000 Connecticut Avenue, N.W., Washington, D. C., advised that he has been professionally acquainted with the applicant since the early 1950's. BREDHOFF stated that the applicant was formerly employed with Devoe, Shadur, Mikva, and Plotkin Law Firm in Chicago, Illinois, a firm associated with BREDHOFF's firm. BREDHOFF stated that he always considered the applicant an extremely intelligent, affable and knowledgeable attorney, whose legal ability and experience he rates as outstanding. BREDHOFF stated that the applicant's legal experience was mainly concentrated in the civil litigation field. He added that the applicant is a very personable individual who always makes an excellent appearance. He described the applicant as a person of the highest personal and professional integrity. His character, associates, reputation and loyalty to the U. S. Government are beyond question. BREDHOFF advised that the applicant has a very good disposition and temperament for a judicial position, he felt that the applicant would be impartial, unbiased and objective. According to BREDHOFF one of the applicant's

WFO 77-107060

RSM:lmg

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strong points is his ability to bring people together and reconcile differences. BREDHOFF highly recommended the applicant for a position of trust and responsibility of the U. S. Court of Appeals, District of Columbia.

KENNETH YOUNG, Legislative Director, AFL/CIO, 815 16th Street, N.W., Washington, D. C., advised that he as a Lobbyist for the AFL/CIO, has been acquainted with the applicant since the applicant has been a Congressman. YOUNG stated that he had a great deal of respect for the applicant's personal integrity and abilities and he considered the applicant a good friend. He characterized the applicant as a highly intelligent and capable individual, of even-temperament. YOUNG stated that the applicant has always been impartial, unbiased and objective. According to YOUNG the applicant's personal integrity, character, associates, reputation and loyalty to the U. S. Government are excellent. He highly recommended the applicant for a position of trust and confidence on the U. S. Court of Appeals, District of Columbia.

FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE ATLANTA	OFFICE OF ORIGIN BUREAU	DATE 4/20/79	INVESTIGATIVE PERIOD 4/19/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY SA WILLIAM J. WATRY	TYPED BY ljg
		CHARACTER OF CASE DAPLI - JUDGE, U. S. COURT OF APPEALS, DISTRICT OF COLUMBIA	

REFERENCE: St. Louis teletype to Bureau and Atlanta, 4/3/79.

-RUC-

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CON VIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO
								PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED

COPIES MADE:

3-Bureau
1-Atlanta (77-8340)

SPECIAL AGENT
IN CHARGE

DO NOT WRITE IN SPACES BELOW

77-137684-35

NOT RECORDED

15 APR 26 1979

Dissemination Record of Attached Report				
Agency				
Request Recd.	cc - Office of Associate Attorney			
Date Fwd.	General 5-8-79			
How Fwd.				
By	26			

Notations
CC TO WH STAFF
RR 8/12/94
Aug 17 1994
ANS BY [Signature]
Spec. Inv.

57 OCT 18 1979

COVER PAGE

UNITED STATES DEPARTMENT OF JUSTICE
Federal Bureau of Investigation

Copy to:

Report of: SA WILLIAM J. WATRY
Date: April 20, 1979

Office: Atlanta

Field Office File #: 77-8340

Bureau File #:

Title: ABNER J. MIKVA

Character: DEPARTMENTAL APPLICANT-JUDGE, U. S. COURT OF APPEALS,
DISTRICT OF COLUMBIASynopsis: Applicant's employment file with Equifax has been
destroyed.

-RUC-

DETAILS: EMPLOYMENT

On April 19, 1979, [] Personnel
Office, Equifax, Atlanta, Georgia, advised that all employ-
ment records older than ten years have been destroyed, including
applicant's.

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FEDERAL BUREAU OF INVESTIGATION

REPORTING OFFICE NEW YORK	OFFICE OF ORIGIN BUREAU	DATE 3/27/79	INVESTIGATIVE PERIOD 3/27/79 - 4/26/79
TITLE OF CASE ABNER J. MIKVA		REPORT MADE BY <div style="border: 1px solid black; width: 150px; height: 20px;"></div>	TYPED BY kc
THIS REPORT COMPLETES THE INVESTIGATION.		CHARACTER OF CASE DEPARTMENTAL APPLICANT JUDGE, UNITED STATES COURT OF APPEALS, DISTRICT OF COLUMBIA CIRCUIT	

REFERENCE:

SLtel to Bu, 3/22/79.

-RUC-

ACCOMPLISHMENTS CLAIMED						<input type="checkbox"/> NONE	ACQUIT- TALS	CASE HAS BEEN:
CONVIC.	PRETRIAL DIVERSION	FUG.	FINES	SAVINGS	RECOVERIES			
								PENDING OVER ONE YEAR <input type="checkbox"/> YES <input type="checkbox"/> NO PENDING PROSECUTION OVER SIX MONTHS <input type="checkbox"/> YES <input type="checkbox"/> NO

APPROVED NSW/D	SPECIAL AGENT IN CHARGE	DO NOT WRITE IN SPACES BELOW
COPIES MADE: 3-Bureau 1-New York (77-39018)		<div style="border: 1px solid black; padding: 5px;"> 77-13167-38 NOT RECORDED MAY 7 1979 </div>

Dissemination Record of Attached Report					Notations
Agency					8/12/94 5-8-79 5/11/88 8/12/94
Request Recd.	3-80	Office of Associate Atty.			
Date Fwd.					
How Fwd.					
By					

MAY 7 9 49 AM '79

U.S. DEPT. OF JUSTICE

FD-302 (Rev. 4-30-79) FILE New York
DATE 5-7-79 REPLY from
Metropolitan Life Ins. Co., New York
Re employment just received. Needs to
be dictated.

FD-302 (Rev. 4-3-79) FILE New York
DATE 4-11-79 SHORTAGE of
Personnel and awaiting Release form
to continue investigation

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

Copy to:

Report of:

Office: New York, New York

b6
b7C

Date:

MAY 04 1973

Field Office File #:

77-39018

Bureau File #:

Title:

ABNER J. MIKVA

Character:

DEPARTMENTAL APPLICANT
JUDGE, UNITED STATES COURT OF APPEALS
DISTRICT OF COLUMBIA CIRCUIT

Synopsis:

Employment verified.

-RUC-

38

NY 77-39018

DETAILS:

Employment

— Metropolitan Life Insurance Company,
Saint Louis, Missouri

On March 30, 1979, [REDACTED]
Personnel Advisory Service, Metropolitan Life Insurance
Company (MLIC), One Madison Avenue, New York, New York,
advised new procedure for verifying employment had been
instituted which consisted of directing a letter, preferably
with a release form, to the [REDACTED]
Personnel of MLIC.

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Attached is a copy of a letter, so directed, sent
by the New York Office (NYO) of the Federal Bureau of
Investigation (FBI), dated April 11, 1979, to MLIC.

Attached is copy of a letter from MLIC, dated
April 18, 1979, received by NYO, FBI, on April 26, 1979,
verifying the employment.



UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

In Reply, Please Refer to
File No.

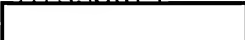
26 Federal Plaza
New York, New York 10007

APR 11 1979



Metropolitan Life Insurance Company
One Madison Avenue
New York, New York 10010

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b7C

Re: Abner J. Mikva
Born January 21, 1926
At Milwaukee, Wisconsin
Social Security Number
394-16-5242,
Employed by Metropolitan
Life Insurance Company,
1948, As An Agent,
2351 Market Street,
St. Louis, Missouri
Supervisor 


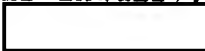

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b7C

Dear 

Attached is a copy of a release form, signed by
Mr. Mikva, in connection with his application for a Federal
position.

It is our understanding that above employment
records are maintained by your office and that you require
a letter, preferably with a release form, for information
requiring employment.

If a record is located, we will need to know the
exact name under which Mr. Mikva was employed, the date and
place of birth as it appears on your records, the exact dates,
place, title of employment, and reason for termination.


If you have any questions regarding this inquiry,
please contact Special Agent  at 
Extension 

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b7C

Very truly yours,

NEIL J. WELCH
Assistant Director in Charge.




Manager
Records Administration

Metropolitan
Life Insurance Company

One Madison Avenue
New York, N.Y. 10010

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b7C

United States Department of Justice
Federal Bureau of Investigation
26 Federal Plaza
New York, N.Y. 10007

Re Abner J. Mikva

Gentlemen

In reply to your recent inquiry, the above named represented this
Company in the capacity and at the District Offices indicated below.

This information is furnished for the purpose of your inquiry only,
and is considered confidential.

Very truly yours



b6
b7C

CA:AG
April 18, 1979

Capacity

Agent

District Office

Delmar, St. Louis, Mo.

Service Dates

2-23-48 to 9-17-48

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

112

PAGE 1 OF 2	CLASSIFICATION	PRECEDENCE
DATE 7/10/79	UNCLAS	IMMEDIATE

FM DIRECTOR FBI {77-137689}

TO FBI CHICAGO {77-22636} IMMEDIATE

BT

UNCLAS

ABNER J. MIKVA; DAPLI, U. S. COURT OF APPEALS, DISTRICT OF COLORADO CIRCUIT.

REGREP OF SA [REDACTED] MARCH 30, 1979.

BUTELCALLS TO CHICAGO, JUNE 27, JULY 9 AND JULY 10, 1979.

U. S. DEPARTMENT OF JUSTICE REQUESTED THAT CERTAIN INFORMATION BE ASCERTAINED REGARDING APPLICANT AND HIS AFFILIATION, IF ANY, WITH HYDE PARK HOUSING AND POLITICAL ACTION ASSOCIATION, CHICAGO, FOR USE IN QUESTIONING MIKVA BEFORE A U. S. SENATE COMMITTEE ON THURSDAY, JULY 12, 1979.

USDJ SPECIFICALLY REQUESTED A CHARACTERIZATION OF THE HYDE PARK HOUSING AND POLITICAL ACTION ASSOCIATION AND IF

NOT READILY AVAILABLE, A BRIEF DESCRIPTION OF WHAT THE ASSOCIATION WAS TO INCLUDE WHEN IT WAS FORMED AND BY WHOM.

DO NOT TYPE MESSAGE BELOW THIS LINE

APPROVED BY [Signature]	DRAFTED BY PVM:BAM {2}	DATE 7/10/79	ROOM 3839/6	TELE EXT. [REDACTED]
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1 - [REDACTED]

RETURN TO [REDACTED] ROOM 3839

FEDERAL BUREAU OF INVESTIGATION
COMMUNICATIONS SECTION
JUL 10 1979

NOT RECORDED
22 SEP 27 1979

57 OCT 18 1979

DO NOT FILE WITHOUT COMMUNICATIONS STAMP

FBI/DOJ

DO NOT TYPE PAST THIS LINE

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77-137689-39

DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION
COMMUNICATION MESSAGE FORM

PAGE

2

CONTINUATION SHEET

PAGE TWO DE HQ 0112 UNCLAS

AND IDENTITIES OF SOME OF ITS MEMBERS IN 1956. USDJ ALSO

20 REQUESTED TO KNOW IF ANY OF THE ASSOCIATION MEMBERS IN CONTACT
18 WITH MIKVA DURING THIS TIME {1956} AND THE PRESENT STATUS
OF THE ASSOCIATION.

16 USDJ ALSO REQUESTED A CHARACTERIZATION, IF AVAILABLE,
ON THE HYDE PARK COOPERATIVE SOCIETY, OR A BRIEF DESCRIPTION
14 OF WHAT THIS SOCIETY WAS AND ITS PRESENT STATUS.

CHICAGO REQUESTED TO FURNISH THIS INFORMATION BY
12 TELCAL TO FBIHQ BY NOON, WEDNESDAY, JULY 11, 1979, FOLLOWED
BY A TELETYPE.

10 BT

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2

DO NOT TYPE MESSAGE BELOW THIS LINE

DO NOT TYPE PAST THIS LINE

July 11, 1979

6
ABNER J. MIKVA

FEDERAL GOVERNMENT

76
ST
The following information is being furnished in response to a specific request by the U. S. Department of Justice, Washington, D. C., concerning Abner J. Mikva and the Hyde Park Housing and Political Action Club.

On July 10, 1979, a highly placed source of the Chicago Office of the Federal Bureau of Investigation (FBI) in a position to be aware of the membership of the Illinois District, Communist Party, United States of America (CP, USA), and who has furnished reliable information in the past, advised that Abner J. Mikva never came to source's attention as ever even having one close associate in the CP, USA. Mikva was regarded by leading CP, USA members as a progressive Democrat. Source stated that on some occasions the CP, USA may have supported Mikva's candidacy for public office just as the CP, USA supported many leading candidates in opposition to candidates considered more reactionary. Source also advised that the Hyde Park Housing and Political Action Club was a club; that is, the smallest organizational unit of the Hyde Park Section of the Illinois District, CP, USA, a basic revolutionary organization.

The files of the Chicago Office of the FBI reflect that as of October 27, 1955, the Hyde Park Housing and Political Action Club was in existence and October 27, 1955, was the earliest documented date of the use of that particular name. In earlier years it was called the Hyde Park Communist Club. The exact date of its formation cannot be determined.

77-137689-40
Another source who had furnished reliable information in the past advised on May 9, 1956, that the purpose of the Hyde Park Housing and Political Action Club was in providing Communist Party educational classes and fund raising for the "Daily Worker," the publication for the CP, USA.

Assoc. Dir. _____
Dep. AD Adm. _____
Dep. AD Inv. _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec. _____

PVM:jlm

(3)

(VI)

hand carried
to ASD by PVM 1/11/79
RETURN TO

NOT RECORDED

22 SEP 27 1979

ROOM 3839.

SEE REVERSE SIDE FOR

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FBI/D

Abner J. Mikva

The files of the Chicago Office of the FBI reflect that the Hyde Park Housing and Political Action Club is no longer in existence and it was last known to exist as a functioning club under that name in about 1959 and possibly in the early 1960's.

The files of the Chicago Office of the FBI reflect that the following individuals were repeatedly in attendance at club meetings in 1956 and were believed to be members:



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The files of the Chicago Office of the FBI further reflected that in 1956, the Hyde Park Cooperative Society was located at 1526 East 55th Street, Hyde Park, Chicago, Illinois. The cooperative, according to a publication entitled "Basic Rules of the Cooperative" shows it to have been an organization whose purpose and powers were authorized under the District of Columbia Cooperative Association Act, and whose object was to promote the economic and social welfare of its members utilizing united funds for the distribution of commodities for use instead of profit. The 1979 Illinois telephone directory lists the Hyde Park Cooperative Society as being located at 1526 East 55th Street, Hyde Park, Chicago, Illinois, and it is known to be a store.

FACILITIES

The institute grounds cover 80 hectares of land on the lower slopes of Mt. Kaindi, just behind and SW of the town of Wau. The land includes steep natural forest, agricultural land, arboretum, zoo, grasslands and buildings. About 1/4 of the land each is represented by natural forest, coffee plus vegetables and fruit trees, arboretum/zoo and grassy areas being reforested.

The Szent-Ivany Laboratory, office and old lab provide working space for staff and a few visitors, and contain plant and animal collections, exhibits and library. There is accommodation for 50 visitors.

A small branch station on the summit of Mt. Kaindi (2362m) includes 2 bunk-houses with space for at least 14 people. There is electricity and cooking facilities. The third small building is used as a lab, though essentially without equipment.

ORDER OF PROCEDURE TOMORROW AND FOR THE CONSIDERATION OF S. 1030

Mr. ROBERT C. BYRD, Mr. President, I ask unanimous consent that after the two leaders or their designees have been recognized tomorrow under the standing order the Senate then proceed to Calendar Order No. 120, S. 1030.

The PRESIDING OFFICER. Without objection, it is so ordered.

RECESS UNTIL TOMORROW AT 11 A.M.

The PRESIDING OFFICER. Under the previous order, the Senate stands in recess until tomorrow at 11 a.m.

Whereupon, at 5:08 p.m., the Senate recessed until tomorrow, Tuesday, June 5, 1979 at 11 a.m.

NOMINATIONS

Executive nominations received by the Senate May 29, 1979, under authority of the order of the Senate of May 24, 1979:

DEPARTMENT OF ENERGY

John Mark Deutch, of Massachusetts, to be Under Secretary of Energy, vice Dale D. Myers, resigned.

THE JUDICIARY

Abner J. Mikva, of Illinois, to be U.S. circuit judge for the District of Columbia Circuit, vice a new position created by Public Law 95-486, approved October 20, 1978.

Richard P. Conaboy, of Pennsylvania, to be U.S. district judge for the middle district of Pennsylvania, vice a new position created by Public Law 95-486, approved October 20, 1978.

Sylvia H. Rambo, of Pennsylvania, to be U.S. district judge for the middle district of Pennsylvania, vice a new position created by Public Law 95-486, approved October 20, 1978.

IN THE ARMY

The following named Army Medical Department officers for temporary appointment in the Army of the United States, to the grade indicated, under the provisions of title 10, United States Code, sections 3069, 3442 and 3447.

To be brigadier general, Medical Corps

Col. Frederick Charles Blehusen, 098-12-7682, Medical Corps, U.S. Army.

Col. Kenneth Anthony Cass, 044-20-8782, Medical Corps, U.S. Army.

Col. Garrison Rapmund, 012-24-1395, Medical Corps, U.S. Army.

To be brigadier general, Dental Corps

Col. Billie Branham Leifer, 429-54-0656, Dental Corps, U.S. Army.

To be brigadier general, Army Nurse Corps
Hazel Winifred Johnson, 202-28-9949, Army Nurse Corps, U.S. Army.

IN THE MARINE CORPS

The following named officer under the provisions of title 10, United States Code, section 5232, to be assigned to a position of importance and responsibility designated by the President, in grade as follows:

To be lieutenant general

Maj. Gen. Edward J. Bronars, 354-18-0113, U.S. Marine Corps.

The following named officer under the provisions of Title 10, United States Code, section 5232, to be assigned to a position of importance and responsibility designated by the President, in grade as follows:

To be lieutenant general

Maj. Gen. William J. White, 006-20-3018, U.S. Marine Corps.

IN THE AIR FORCE

The following officers for appointment in the Regular Air Force, in the grades indicated, under the provisions of Section 8284, title 10, United States Code, with a view to designation under the provisions of section 8067, title 10, United States Code, to perform the duties indicated, and with dates of rank to be determined by the Secretary of the Air Force:

MEDICAL CORPS

To be major

Carleton, Thomas B., 461-56-6164.

DENTAL CORPS

To be captain

Spradling, Peter M., 886-48-9367.
Koerner, Harry W., Jr., 146-34-5702.

The following persons for appointment as Reserve of the Air Force, in grade indicated, under the provisions of section 593, title 10, United States Code, with a view to designation under the provisions of section 8067, title 10, United States Code, to perform the duties indicated:

MEDICAL CORPS

To be lieutenant colonel

Bayme, Lloyd G., 077-26-2509.
Becker, David W., Jr., 519-46-2875.
Fry, Michael B., 520-50-2318.
Haynes, Vernon J., 509-42-8788.
Jackman, Roger L., 208-24-7173.
Kramer, Stephen W., 161-20-9816.
Lentz, Carl W., III, 459-70-4948.
Raymundo, Luciano C., 348-36-2777.
Rockwood, Charles A., Jr., 446-24-5979.
Whelan, Gerald P., 082-36-2949.
Wilchins, Lawrence J., 285-36-3958.

DENTAL CORPS

To be lieutenant colonel

MacDonald, Gerald B., 538-42-1916.

The following officers for appointment as Reserve of the Air Force, in grade indicated, under the provisions of Section 593, Title 10, United States Code:

LINE OF THE AIR FORCE

To be lieutenant colonel

Canavan, Gregory H., 463-70-1476.
Stephenson, John B., 459-52-8233.

The following officers for promotion in the Air Forces Reserve, under the provisions of Sections 593 and 8376, Title 10, United States Code:

Lieutenant Colonel to Colonel

MEDICAL CORPS

Dedlanous, Noel C., Jr., 537-26-3658.
Hlatt, Wood C., 424-30-0484.
Lundblad, Wilfred M., 477-20-4594.
Sproch, Richard M., 189-14-7274.

Major to lieutenant colonel

LINE OF THE AIR FORCE

Allen, Theodore M., 219-36-5728.
Baker, Robert L., 257-60-8317.
Blass, Lawrence, 058-32-8745.
Edward, Jerry M., 404-52-2493.
Evans, Gerald D., 317-38-0569.
Fischer, Joseph W., 349-30-8781.
Ford, Jesse J., Jr., 454-58-6243.
Galloni, Joseph V., 174-30-4578.
Gniadek, Edward J., 048-32-0168.
Goode, Carroll G., 460-58-7505.
Green, Edgar A., Jr., 250-56-7876.
Hanner, Larry F., 206-30-9868.
Howe, Jack S., 367-38-3851.
Hughes, Albert E., Jr., 434-60-6123.
Huhn, Aaron M., 198-32-2803.
Johnston, William B., Jr., 409-60-4455.
Kelnhofer, Joseph T., 391-38-8129.
Kenny, Robert J., 207-32-2728.
Landry, Charles D., 434-56-3224.
Libsack, Gerald H., 524-56-4761.
Maniscalco, Christopher N., 068-34-4876.
McIntye, Arthur L., 440-34-7043.
McMichael, George W., Jr., 249-62-0905.
Molnar, John M., 172-34-5416.
Morris, James L., 526-48-4622.
Scarborough, Bobby A., 425-68-2301.
Sleight, Leo M., 127-32-1495.
Taylor, John E., 253-43-9712.
Walling, Darrell H., 305-38-8204.
Willett, Dale F., 438-52-1768.

MEDICAL CORPS

Chronis, Alex G., 415-74-1996.
Donaldson, Miriam E., 417-46-0740.
Oyer, Frederick R., 518-48-9525.
Shireman, Kenneth L., 491-22-1861.

The following named officers for promotion in the Army of the United States, under provisions of title 10, United States Code, sections 3442 and 3447:

IN THE ARMY

To be colonel

Herrera, Charles D., 456-52-9032.
Marr, Francis W., 004-28-2648.
Mauerhan, Karl E., 271-26-7094.
Sposito, Paul, 206-24-2951.

CHAPLAINS

To be colonel

Forrest, Alfred T., 207-22-8007.

The following named officers for promotion in the Regular Army, under the provisions of title 10, United States Code, sections 3284 and 3299:

To be captain

Abbott, Richard L., 565-60-8231.
Abel, Stephen G., 185-44-7705.
Abizaid, John P., 563-76-6229.
Abner, Charles Jr., 406-70-8875.
Abrahamson, David L., 535-46-6261.
Acree, Nathan E., 226-68-0328.
Acton, Dennis A., 516-58-5349.
Adam, Gary L., 529-68-3869.
Adams, Andrew E., 265-94-2000.
Adams, Benjamin M., 264-94-9527.
Adams, Billy J., 413-88-9867.
Adams, Gary E., 444-54-5173.
Adams, James M., 196-40-6394.
Adams, Jesse B., 454-92-8562.
Adams, Richard A., 455-94-9023.
Adams, Russell E., 230-68-8748.
Adamson, Larry C., 520-56-4591.
Addison, Garry R., 231-72-8958.
Adee, Daniel S., 359-40-7073.
Aiello, Thomas, 349-38-9944.
Akers, Ronald J., 585-32-5064.
Albright, James L., 402-78-2178.
Alden, Michael A., 074-38-7259.
Aldrich, Robert C., 224-64-6019.
Allam, Robert P., 210-36-4377.
Allen, Harry P., 021-42-4158.
Allen, Henry H., 478-62-5166.
Allen, Robert C., 343-42-5048.
Allen, Ronald L., 396-50-1146.
Allred, Joseph L., 529-62-1546.
Almero, Daniel A., 544-60-4649.
Alonso, Ricardo L., 583-42-3603.

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Mr. Mikva and Mrs. Wald

THE SENATE JUDICIARY COMMITTEE is scheduled to vote soon on the nominations of Rep. Abner J. Mikva and Assistant Attorney General Patricia M. Wald to be judges of the U.S. Court of Appeals here. Despite the opposition that has been raised to both, the committee should have no qualms about approving these nominations and sending them on to the full Senate.

According to those close to the committee, the opposition to Rep. Mikva—led by the National Rifle Association, who else?—has had practically no impact. The NRA thinks Mr. Mikva is unfit to be a judge because he has been a staunch advocate of gun-control legislation. In support of his own integrity and his contention that advocacy on one issue as a legislator has nothing to do with how he will vote on that and other issues as a judge, Rep. Mikva has been able to trot out two politically powerful colleagues, the Speaker and Minority Leader of the House.

Mrs. Wald, unfortunately, has been subjected to a much more serious attack and has no such politically strong allies. The charge against her is that she is an extremist on such things as the rights of children and drug-control laws. These charges, and material said to support them, have been circulated to newspapers all over the country and some papers have taken the bait.

The most remarkable aspect of this campaign against Mrs. Wald is that Sen. Gordon J. Humphrey of New Hampshire, her chief antagonist, claims to have found in her background leanings that those who know her best—the lawyers and judges of the District of Columbia—insist are not there. Some of the views she has expressed in articles and speeches on children's rights are controversial but hardly outside the realm of legitimate argument. Others are views to which she has not clearly subscribed, but which she has thrown out for discussion. And what she has said about drug abuse is almost identical with what scores of other thoughtful students of the drug laws have concluded.

Mrs. Wald deserves better than the shabby treatment she has received so far in the Judiciary Committee. Her record of public service in this community over the past two decades has been outstanding. It is a shame to have it kicked around now because she has been willing to get involved and talk freely about controversial subjects. The rejection of her nomination on this ground would be an indication to lawyers that it is better to sit in an office and make money, if you want to be a judge, than to try to stimulate people to think about subjects on which the law is changing.

Abner J. Mikva

The Washington Post A18
 Washington Star-News _____
 Daily News (New York) _____
 The New York Times _____
 The Wall Street Journal _____
 The National Observer _____
 The Los Angeles Times _____

Date July 16, 1979

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September 25, 1979

THE JUDICIARY

Bailey Brown, of Tennessee, to be a U.S. circuit judge for the sixth circuit.

Cornelia G. Kennedy, of Michigan, to be U.S. circuit judge for the sixth circuit.

Mary M. Schroeder, of Arizona, to be U.S. circuit judge for the ninth circuit.

Richard D. Cudaby, of Wisconsin, to be U.S. circuit judge for the seventh circuit.

Abner J. Mikva, of Illinois, to be U.S. circuit judge for the District of Columbia circuit.

Boyce P. Martin, Jr., of Kentucky, to be U.S. circuit judge for the sixth circuit.

Otto R. Shopil, Jr., of Oregon, to be U.S. circuit judge for the ninth circuit.

Edward C. Reed, Jr., of Nevada, to be U.S. district judge for the district of Nevada.

Avern Cohn, of Michigan, to be U.S. district judge for the eastern district of Michigan.

Stewart A. Newblatt, of Michigan, to be U.S. district judge for the eastern district of Michigan.

U.S. district judge for the eastern district of Michigan.

William L. Hungate, of Missouri, to be U.S. district judge for the eastern district of Missouri.

Howard P. Sachs, of Missouri, to be U.S. district judge for the western district of Missouri.

John V. Parker, of Louisiana, to be U.S. district judge for the middle district of Louisiana.

Scott O. Wright, of Missouri, to be U.S. district judge for the western district of Missouri.

Zita L. Weinshienk, of Colorado, to be U.S. district judge for the district of Colorado.

Jim R. Carrigan, of Colorado, to be U.S. district judge for the district of Colorado.

Richard M. Bilby, of Arizona, to be U.S. district judge for the district of Arizona.

Veronica D. Wicker, of Louisiana, to be U.S. district judge for the eastern district of Louisiana.

John M. Shaw, of Louisiana, to be U.S. district judge for the western district of Louisiana.

Falcon B. Hawkins, of South Carolina, to be U.S. district judge for the district of South Carolina.

C. Weston Houck, of South Carolina, to be U.S. district judge for the district of South Carolina.

George Arceneaux, Jr., of Louisiana, to be U.S. district judge for the eastern district of Louisiana.

Patrick E. Carr, of Louisiana, to be U.S. district judge for the eastern district of Louisiana.

Benjamin F. Gibson, of Michigan, to be U.S. district judge for the western district of Michigan.

Douglas W. Hillman, of Michigan, to be U.S. district judge for the western district of Michigan.

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